

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

THIRTIETH DAY'S PROCEEDINGS

**Fortieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 30, 2014

The House of Representatives was called to order at 1:00 P.M., by the Honorable Chuck Kleckley, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Montoucet
Adams	Gisclair	Moreno
Anders	Greene	Morris, Jay
Armes	Guillory	Morris, Jim
Arnold	Guinn	Norton
Badon	Harris	Ortego
Barras	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Henry	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh
Broadwater	Hodges	Reynolds
Brossett	Hoffmann	Richard
Brown	Hollis	Ritchie
Burford	Honore	Robideaux
Burns, H.	Howard	Schexnayder
Burns, T.	Hunter	Schroder
Burrell	Huval	Seabaugh
Carmody	Ivey	Shadoin
Carter	Jackson	Simon
Champagne	James	Smith
Chaney	Jefferson	Stokes
Connick	Johnson	Talbot
Cox	Jones	Thibaut
Cromer	Lambert	Thierry
Danahay	Landry, N.	Thompson
Dixon	Landry, T.	Whitney
Dove	LeBas	Williams, A.
Edwards	Leger	Williams, P.
Fannin	Leopold	Willmott
Foil	Lopinto	Woodruff

Franklin
Gaines
Total - 103

Lorusso
Mack

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rep. Wesley Bishop.

Pledge of Allegiance

Rep. Lorusso led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Hill, the reading of the Journal was dispensed with.

On motion of Rep. Hill, the Journal of April 29, 2014, was adopted.

**Petitions, Memorials, and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

SENATE BILLS

April 30, 2014

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 63, 138, 165, 338, 409, 447, 573, and 633

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Abramson, the rules were suspended in order to take up and consider Senate Bills on First Reading and refer them at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and, under a suspension of the rules, referred to committees, as follows:

SENATE BILL NO. 63—
BY SENATOR MORRELL

AN ACT

To enact R.S. 14:202.2, relative to solar electric and solar thermal system contractors; to provide criminal penalties relative to failure to meet certain contractual obligations for the installation and maintenance of a solar electric system or solar thermal system; to provide relative to definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

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SENATE BILL NO. 138—

BY SENATOR MILLS

AN ACT

To enact R.S. 32:412(M) and R.S. 40:1321(M), relative to drivers' licenses and special identification cards; to provide for the exhibition of the logo of any Louisiana university on a driver's license and special identification card; to authorize collection of a university logo fee, if any, as established by any Louisiana university for the use and display of its logo; to provide for the disbursement of such logo fees collected to the foundation of such universities; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 165—

BY SENATOR MURRAY

AN ACT

To enact R.S. 22:1060.5, relative to prescription drug specialty tiers; to provide with respect to limits on coinsurance; to provide for limits on out-of-pocket expenses for prescription drugs; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 338—

BY SENATOR DONAHUE

AN ACT

To enact R.S. 24:653(M), relative to duties and function of the Joint Legislative Committee on the Budget; to provide relative to economic reports for projects submitted in conjunction with the request for approval of the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 409—

BY SENATORS MILLS AND THOMPSON

AN ACT

To amend and reenact R.S. 39:199(D), relative to methods of procurement; to provide for the lowest available price for certain software procurement contracts; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 447—

BY SENATOR MORRELL

AN ACT

To enact R.S. 37:2156.3, relative to the Louisiana State Licensing Board for Contractors; to provide relative to solar energy equipment and systems; to provide for examinations; to provide for procedures, terms, and conditions; to provide for the adoption of rules; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 573—

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 36:101(B) and (C)(1), the introductory paragraph of 104(B)(1)(a), 107(A), and 108(A) and to enact R.S. 36:110, relative to the creation of an office of multimodal commerce in the Department of Economic Development; to provide for a transfer of certain powers, duties, responsibilities, and corresponding department employees, equipment, facilities, funding, and statutory entities from the Department of Transportation and Development to such office and department; to restructure the Department of Economic Development; to create the Multimodal Commerce Transition Commission and provide for the creation of a transition plan by such commission; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 633—

BY SENATOR CLAITOR

AN ACT

To enact R.S. 17:176(F), relative to school interscholastic extracurricular athletic programs; to prohibit certain schools from being a member of, or participating in any competition sponsored by, organizations that do not provide for arbitration of eligibility issues; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Fannin, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 108.

SENATE BILL NO. 108—

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:3123.1(C), relative to the commissioner of higher education; to delete the requirement that the salary of the commissioner of higher education be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

On motion of Rep. Fannin, the bill was recommitted to the Committee on Education.

Suspension of the Rules

On motion of Rep. Leger, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVES LEGER, ABRAMSON, ARNOLD, BADON, WESLEY BISHOP, AND MORENO

A RESOLUTION

To commend the Honorable Jared Christopher Brossett and to express enduring gratitude for his outstanding contributions to Orleans Parish and the state of Louisiana, particularly during his tenure as a distinguished member of the Louisiana House of Representatives.

Read by title.

On motion of Rep. Leger, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 118—
BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2014, as National Nurses Week in Louisiana.

Read by title.

On motion of Rep. Willmott, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To direct the legislative auditor to perform an audit of the Louisiana State Racing Commission and its regulatory efforts with respect to horse racing facilities and offtrack wagering facilities located in the parishes of Orleans and Jefferson to determine whether the commission is ensuring compliance by those facilities with the health, safety, and welfare standards required by law and administrative rule and to determine whether the commission is enforcing compliance with respect to the allocation of resources regarding horse racing and pari-mutuel wagering as compared to the operation of video draw poker devices and slot machines, and to report its findings to the legislature at least thirty days prior to the 2015 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

**House and House Concurrent Resolutions
Lying Over**

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE FANNIN

A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct a performance audit of the Louisiana Lottery Corporation to determine if operations and expenditures are efficient and effective and maximize the amount of lottery proceeds dedicated to education.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

**Senate Concurrent Resolutions
Lying Over**

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 83—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges consider incorporating and including, where possible, in their schools disciplines and degree programs, particularly in those programs related to physical and behavioral health, education and criminal justice, suicide assessment, intervention, treatment, and management training that meets the Suicide Prevention Resource Center best practices standards.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

**House Bills and Joint Resolutions on
Second Reading to be Referred**

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Ivey, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of House Bill No. 725.

HOUSE BILL NO. 725—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 43:141, 145, and 150 and to enact R.S. 43:142.1, relative to official journals of parishes, municipalities, and school boards; to authorize such a political subdivision to select its website as its official journal; to provide requirements applicable to the use of a website as a publishing medium; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Ivey, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Ivey, the Committee on House and Governmental Affairs was discharged from further consideration of House Bill No. 806.

HOUSE BILL NO. 806—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 43:24(C), to enact R.S. 43:71 through 74, and to repeal R.S. 43:81 through 90, relative to official journals; to provide relative to matters to be published in the official journal of the state; to provide relative to requirements for being the newspaper version of the official journal of the state; to

establish a website as the official journal of the state and to provide requirements for such website; to provide for a replacement official journal in the event of extenuating circumstances; to provide for certain duties and powers of the secretary of state relative to official journals; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Ivey, the bill was withdrawn from the files of the House.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 322— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:665(B), 667(B), and R.S. 51:2231(C), 2232(12), and 2235(9), relative to the Equal Pay for Women Act; to provide for prohibited discrimination in employment; to provide for jurisdiction; to provide for prescription; to provide for suspension of prescription; to provide for agencies; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 353— BY SENATOR PEACOCK

AN ACT

To enact R.S. 44:4(48), relative to public records; to exempt certain jury selection records from public records; to exempt personal information of jurors from public records; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 432—

BY SENATORS BUFFINGTON, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, CLAITOR, CORTEZ, CROWE, DORSEY-COLOMB, ERDEY, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PEACOCK, PETERSON, RISER, GARY SMITH, JOHN SMITH, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To amend and reenact Chapter 23 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1951 through 1959, relative to service dogs for persons with disabilities; to provide for definitions; to provide relative to the full and equal use of public and commercial facilities by persons with disabilities and their service dogs; to provide relative to full and equal use of housing accommodations by persons with disabilities and their service dogs; to provide relative to service dog trainers and their rights and liabilities; to provide relative to penalties for the injury or interference with a service dog; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 443— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:663(3) and 667(A), relative to the "Equal Pay for Women Act"; to provide for prohibited discrimination in employment; to provide for applicability to

Read by title.

Under the rules, the above bill was referred to the Labor and Industrial Relations.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 77— BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission to adopt a rule to allow state employees whose jobs are privatized or whose jobs are relocated to another parish more than fifty miles from the previous work location to be placed on a preferred reemployment list.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Tim Burns, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 85— BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To urge and request each agency in state government to develop and implement employment policies that remove questions about criminal history from the initial job application and delay any background check until later in the hiring process for unclassified positions for which a criminal background check is not required by law.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Tim Burns, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 88— BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To create the Task Force on Telehealth Access as an advisory body to the legislature and the Department of Health and Hospitals on policies and practices that expand access to telehealth services, and to direct the task force to report to the governor and the legislature on the status of telehealth access in Louisiana.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 88 by Representative Simon

AMENDMENT NO. 1

On page 2, at the end of line 16, change "thirteen" to "twenty-one"

AMENDMENT NO. 2

On page 2, delete line 18 in its entirety and insert in lieu thereof the following:

"(1) Two members appointed by the secretary of the Department of Health and Hospitals, at least one of whom shall be an employee in the bureau of primary care and rural health."

AMENDMENT NO. 3

On page 3, between lines 3 and 4, insert the following:

"(14) A representative of the Louisiana Association of Nurse Practitioners.

(15) The secretary of the Department of Public Safety and Corrections or his designee.

(16) A representative of Ochsner Health System.

(17) A representative of Our Lady of the Lake Regional Medical Center.

(18) A representative of the Louisiana Rural Hospital Coalition, Inc.

(19) A representative of the Louisiana Ambulance Alliance.

(20) A representative of the Louisiana Nursing Home Association."

AMENDMENT NO. 4

On page 3, between lines 12 and 13, insert the following:

"(3) Study technical aspects of delivery systems utilized in telehealth, and develop basic standards based upon such study to recommend to the governor, the legislature, and the secretary of the Department of Health and Hospitals concerning modalities and features of telehealth delivery systems."

AMENDMENT NO. 5

On page 3, at the beginning of line 13, change "(3)" to "(4)"

On motion of Rep. Simon, the amendments were adopted.

On motion of Rep. Simon, the resolution, as amended, was ordered engrossed and passed to its third reading.

**Senate Concurrent Resolutions
Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To create and provide for the Capital Punishment Fiscal Impact Commission to study the fiscal costs of the death penalty in Louisiana and to recommend any action or legislation that the commission deems necessary or appropriate.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Under the rules, the above resolution was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

**House Bills and Joint Resolutions on
Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 150—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 32:58 and to enact R.S. 32:414(W), relative to careless operation of a motor vehicle; to provide relative to the prohibition on careless operation of a motor vehicle when the operator fails to maintain control of the vehicle by falling asleep; to provide for penalties relative to violations of such prohibitions; to provide for the suspension of driving privileges; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 150 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 2 through 5 in their entirety, and insert the following:

"R.S. 32:58 and to enact R.S. 32:414(W), relative to careless operation of a motor vehicle; to provide relative to the prohibition on careless operation of a motor vehicle when the operator fails to maintain control of the vehicle by falling asleep; to provide for penalties relative to violations of such prohibitions; to provide for the suspension of driving privileges; and to provide for"

AMENDMENT NO. 2

On page 1, delete lines 8 through 19 in their entirety, on page 2, delete lines 1 through 5 in their entirety, and insert the following:

"Section 1. R.S. 32:58 is hereby amended and reenacted and R.S. 32:414(W) is hereby enacted to read as follows:

§58. Careless operation

A. Any person operating a motor vehicle on the public roads of this state shall drive in a careful and prudent manner, so as not to endanger the life, limb, or property of any person. Failure to drive in such a manner shall constitute careless operation.

B. If the careless operation of the motor vehicle directly or proximately causes the death of a human being, when the operator fails to maintain control of the vehicle by falling asleep, in addition to any penalties provided by the provision of this Title, the person shall also be ordered to serve court-approved community service for

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not more than two hundred fifty hours and the department shall suspend the operator's license for a period of two years.

* * *

AMENDMENT NO. 3

On page 2, line 9, after "upon" delete the remainder of the line, delete line 10 in its entirety, and insert the following:

"receiving satisfactory evidence of a conviction, plea of guilty, or plea of nolo contendere for a violation of R.S. 32:58 when the operator fails to maintain control of the vehicle by falling asleep and when such operation directly or proximately causes the death of a human being."

On motion of Rep. Lopinto, the amendments were adopted.

On motion of Rep. Lopinto, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 251—

BY REPRESENTATIVES TALBOT AND SIMON
AN ACT

To enact Part I-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2031 through 2039, and to repeal R.S. 40:2010, relative to consumer information concerning prices of certain health care services; to provide for legislative intent; to prohibit hospitals from assessing certain charges; to provide for requirements of hospitals and ambulatory surgical centers relative to disclosure of certain cost information to consumers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 251 by Representative Talbot

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 40:1300.112(introductory paragraph), to"

AMENDMENT NO. 2

On page 1, line 5, after "services" delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 6, delete "policies"

AMENDMENT NO. 4

On page 1, line 7, delete "to provide for duties of the Department of Health and Hospitals;"

AMENDMENT NO. 5

On page 1, line 8, after "centers" delete the semicolon ";" and delete the remainder of the line and insert in lieu thereof "relative to disclosure of certain cost information to consumers;"

AMENDMENT NO. 6

On page 1, delete lines 9 through 12 in their entirety

AMENDMENT NO. 7

On page 1, line 15, after "Section 1." delete the remainder of the line

AMENDMENT NO. 8

On page 1, at the beginning of line 16, delete "reenacted and"

AMENDMENT NO. 9

On page 2, delete lines 1 through 7 in their entirety

AMENDMENT NO. 10

On page 2, line 11, after "hospitals" delete the semicolon ";" and delete the remainder of the line

AMENDMENT NO. 11

On page 2, at the beginning of line 12, delete "A."

AMENDMENT NO. 12

On page 3, delete lines 1 through 3 in their entirety

AMENDMENT NO. 13

On page 3, delete lines 17 through 27 in their entirety

AMENDMENT NO. 14

On page 3, at the beginning of line 28, change "(7)" to "(2)"

AMENDMENT NO. 15

Delete pages 4 and 5 in their entirety

AMENDMENT NO. 16

On page 6, delete lines 1 through 18 in their entirety

AMENDMENT NO. 17

On page 6, delete lines 19 through 26 in their entirety and insert in lieu thereof the following:

"§2034. Provision of cost information to patients

A. Upon the request of a patient, a hospital or ambulatory surgical center shall provide an estimate for the amount to be charged to the patient for a particular service.

B. The hospital or ambulatory surgical center shall provide the estimate within seven days of the request by the patient. If the patient requests the estimate verbally, the hospital or ambulatory surgical center may provide the estimate verbally. If the patient requests the estimate in writing, the hospital or ambulatory surgical center may furnish the estimate to the patient either electronically or by mail.

C. The estimate provided shall be considered a non-binding estimate based on the information provided by the patient or the patient's treating physician to the hospital or ambulatory surgical center at the time of the request and not a guarantee of the final charge for services delivered."

AMENDMENT NO. 18

Delete page 7 in its entirety

AMENDMENT NO. 19

On page 8, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"§§2035 through 2039. [Reserved.]"

AMENDMENT NO. 20

On page 8, delete lines 5 through 13 in their entirety

AMENDMENT NO. 21

On page 8, at the beginning of line 14, change "Section 5." to "Section 3."

On motion of Rep. Simon, the amendments were adopted.

On motion of Rep. Simon, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 328—

BY REPRESENTATIVE LOPINTO

AN ACT

To enact R.S. 15:569(E), relative to execution of a death sentence; to provide with respect to the confidentiality of information involving the manufacturing and compounding of a lethal injection; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 328 by Representative Lopinto

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 in their entirety, and insert "To enact R.S. 15:569(E), relative to execution of a death sentence; to provide with respect to the confidentiality of information involving the manufacturing and compounding of a lethal injection; and to provide for"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and insert "R.S. 15:569(E) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 9 through 19 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 23 in their entirety and insert the following:

** * *

E. The name, address, qualifications, and other identifying information of any person or entity that manufactures, compounds, prescribes, dispenses, supplies, or administers the drugs or supplies utilized in an execution shall be confidential, shall not be subject to disclosure, and shall not be admissible as evidence or discoverable in

any action of any kind in any court or before any tribunal, board, agency, or person. The same confidentiality and protection shall also apply to any person who participates in an execution or performs any ancillary function related to an execution and shall not include information contained in any department records, including electronic records, that would identify such persons."

On motion of Rep. Lopinto, the amendments were adopted.

On motion of Rep. Lopinto, the bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 350—

BY REPRESENTATIVE STUART BISHOP

AN ACT

To amend and reenact R.S. 40:1300.111 through 1300.114 and to enact R.S. 40:1300.115 through 1300.117, relative to access to patient health care data; to provide findings and definitions; to provide relative to personal health information maintained within the Department of Health and Hospitals; to provide for data security protocols; to provide for duties of the Department of Health and Hospitals and of the Health Data Panel created therein; to provide conditions for the release of personal health information; to provide conditions for disclosure of health data for research purposes; to provide requirements for data use agreements; to provide for restrictions on uses of health data; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Simon, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 373—

BY REPRESENTATIVE CARTER

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3) and (4) and to add Article III, Section 2(A)(5) of the Constitution of Louisiana, to provide relative to legislative sessions; to provide for the length and date of convening of a regular session in an even-numbered year; to provide deadlines for introducing and considering certain matters in a regular session in an even-numbered year; to limit the number of certain matters that may be introduced during a regular session in an even-numbered year; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Tim Burns, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 665—

BY REPRESENTATIVE SEABAUGH

AN ACT

To enact R.S. 22:1272, relative to liability limits; to provide that property and casualty insurance policies may not reduce the limits of liability by the cost of defense; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

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HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 665 by Representative Seabaugh

AMENDMENT NO. 1

On page 1, line 6, change "22:1272" to "R.S. 22:1272"

AMENDMENT NO. 2

On page 1, line 8, after "insurance" insert "issued by an authorized insurer"

AMENDMENT NO. 3

On page 1, line 9, delete "would"

AMENDMENT NO. 4

On page 1, delete lines 15 and 16 in their entirety

AMENDMENT NO. 5

On page 2, line 7, after "to" delete the comma ","

AMENDMENT NO. 6

On page 2, line 10, after "issued" insert "by an authorized insurer"

AMENDMENT NO. 7

On page 2, line 25, after "indicating" insert "in bold print"

AMENDMENT NO. 8

On page 2, line 25, after "liability," delete the remainder of the line and delete lines 26 through 28 in their entirety and insert in lieu thereof the following:

"C. This Section shall not apply to "surplus lines insurance" as defined in R.S. 22:46."

On motion of Rep. Cromer, the amendments were adopted.

On motion of Rep. Cromer, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 903—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 37:1262(4), 1271(B)(2), and 1276.1(2)(a) and to enact R.S. 36:259(Y), R.S. 37:1271(B)(3) through (5), and Part LXXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.381 through 1300.3829, relative telehealth services; to define telehealth services; to provide for telemedicine; to require insurance coverage for telehealth services; to require the medical assistance program to cover telehealth services; to create the Louisiana Commission on Telehealth Access within the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

HOUSE BILL NO. 1280 (Substitute for House Bill No. 903 by Representative Simon)—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 22:1821(F) and R.S. 37:1262(B)(2) and to enact R.S. 37:1271(B)(3) through (5) and Part LXXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.381 through 1300.385, relative to telehealth services; to provide for definitions; to provide for the delivery of healthcare services through telemedicine; to require state agencies and licensing boards and commissions to promulgate rules governing healthcare services provided by telehealth; to provide for insurance coverage for telehealth services; and to provide for related matters.

Read by title.

On motion of Rep. Simon, the substitute was adopted and became House Bill No. 1280 by Rep. Simon, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 903 by Rep. Simon.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 909—

BY REPRESENTATIVE LEOPOLD

AN ACT

To amend and reenact R.S. 44:4.1(B)(11) and to enact R.S. 22:1488, relative to disclosures by homeowner's insurers; to require insurers authorized to issue homeowner's policies in Louisiana to provide policy and premium information; to provide for the commissioner of insurance publishing aggregate information on homeowner's policies in force and the direct incurred losses of insurers; to provide for the commissioner of insurance publishing a description of the actuarial model used for homeowner's properties risk and other related data; to provide penalties for noncompliance by insurers; to provide for an exemption from the Public Records Law; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 909 by Representative Leopold

AMENDMENT NO. 1

On page 1, line 3, after "by" and before "insurers;" change "homeowners" to "homeowner's"

AMENDMENT NO. 2

On page 1, at the beginning of line 16, change "February" to "May"

AMENDMENT NO. 3

On page 2, line 1, after "collectively" and before "and" insert a comma ","

AMENDMENT NO. 4

On page 2, line 10, change "March" to "June"

AMENDMENT NO. 5

On page 2, at the beginning of line 14, change "February" to "May"

AMENDMENT NO. 6

On page 2, line 27, after "Commencing on" delete "February" and insert "or before May"

AMENDMENT NO. 7

On page 2, at the beginning of line 29, change "under" to "pursuant to"

AMENDMENT NO. 8

On page 4, at the beginning of line 13, change "E." to "G."

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered reengrossed and passed to its third reading.

HOUSE BILL NO. 933—

BY REPRESENTATIVE MONTOUCKET
AN ACT

To enact Chapter 10 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1001 through 1006, relative to natural gas liquids pipelines and pipeline facilities; to provide for definitions; to provide for the duties and powers of the commissioner of conservation; to provide for expropriation; to provide for public hearings; to provide for certificates of public convenience and necessity; to provide for enforcement; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Natural Resources and Environment.

The substitute was read by title as follows:

HOUSE BILL NO. 1281 (Substitute for House Bill No. 933 by Representative Montoucet)—

BY REPRESENTATIVE MONTOUCKET
AN ACT

To amends and reenacts R.S. 45:260 and to enact R.S. 30:4(N), relative to pipelines; to provide for the duties and powers of the commissioner of conservation and the Public Service Commission; to provide for the authority to promulgate rules and regulations; to provide for a declaration of right for landowners; to provide for a registry of entities with expropriation or condemnation authority; and to provide for related matters.

Read by title.

On motion of Rep. Dove, the substitute was adopted and became House Bill No. 1281 by Rep. Montoucet, on behalf of the Committee on Natural Resources and Environment, as a substitute for House Bill No. 933 by Rep. Montoucet.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1065—

BY REPRESENTATIVES POPE, ANDERS, BARROW, BROWN, HENSGENS, HODGES, AND HOWARD
AN ACT

To amend and reenact R.S. 37:1041(C)(2)(a), (4)(a), and (5), to enact R.S. 37:1041(D) and (E), 1048(15), and 1049(8), and to repeal R.S. 37:1041(C)(2)(b) and (d) and 1061(A)(29), relative to the practice of optometry; to provide definitions; to provide for the powers of the Louisiana State Board of Optometry Examiners

in the control and regulation of the practice of optometry; to provide for qualifications and requirements of applicants for licensure as optometrists; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1065 by Representative Pope

AMENDMENT NO. 1

On page 1, line 2, delete "(3),"

AMENDMENT NO. 2

On page 1, line 3, delete "1048.1,"

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and insert in lieu thereof the following:

"and 1061(A)(29), relative to the practice of optometry; to provide definitions; to provide for the powers of the Louisiana State Board of Optometry Examiners in the control and regulation of the practice of optometry; to provide for qualifications and requirements of applicants for licensure as optometrists; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line 6, delete "(3),"

AMENDMENT NO. 5

On page 1, line 7, delete "1048.1"

AMENDMENT NO. 6

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 7

On page 2, line 16, after "surgery" and before the comma "," insert "such as YAG laser capsulotomy, laser peripheral iridotomy, and laser trabeculoplasty"

AMENDMENT NO. 8

On page 3, line 11, after "(PRK)," and before "and any" insert "laser epithelial keratomileusis (LASEK)."

AMENDMENT NO. 9

On page 3, between lines 13 and 14, insert the following:

"(4) Surgery done with general anesthesia."

AMENDMENT NO. 10

On page 3, at the beginning of line 14, change "(4)" to "(5)"

AMENDMENT NO. 11

On page 3, at the beginning of line 16, change "(5)" to "(6)"

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AMENDMENT NO. 12

On page 4, line 8, after "retrobulbar" and before "injection" insert "or intraorbital"

AMENDMENT NO. 13

On page 4, between lines 8 and 9, insert the following:

"(p) Surgery requiring suturing.

(q) Pterygium surgery."

AMENDMENT NO. 14

On page 4, delete lines 21 through 29 in their entirety

On motion of Rep. Simon, the amendments were adopted.

On motion of Rep. Simon, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1081—

BY REPRESENTATIVE STUART BISHOP
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Lafayette; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

On motion of Rep. Dove, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1185—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 49:193(G), relative to the termination and re-creation of statutory entities; to provide relative to bills re-creating statutory entities; to limit the content of such bills; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Tim Burns, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1278 (Substitute for House Bill No. 79 by Representative Pearson)— BY REPRESENTATIVES PEARSON, HOFFMANN, HOLLIS, IVEY, MILLER, AND TALBOT

AN ACT

To amend and reenact R.S. 11:102(C)(1)(l) and (4)(b), 612(introductory paragraph), 613(A), 615(B), the heading of Subpart G of Part II of Chapter 3 of Title 11 of the Louisiana Revised Statutes of 1950, 3681, 3682(1), (2), (4)(a), (7), (16), (18) through (20), and (26), 3683(introductory paragraph), (1), and (3)(b), 3684(A), (D), and (F), 3685(A)(1)(a) and (2)(introductory paragraph) and (d), (B)(1), (3) through (6), and (8), (C)(1), (2), and (13), and (E), 3685.2(B)(introductory paragraph), (6) and (7), 3686(B)(1), (D)(3), and (E), 3688(D), 3688.1, 3690(A) and (B), 3690.2, 3692(A), and 3695(C)(introductory paragraph), to enact R.S. 11:102(C)(1)(m), 612(2.1), 620.1, Subpart E of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised

Statutes of 1950, comprised of R.S. 11:631, and 3682(20.1), and to repeal R.S. 11:3682(29), 3685(D), 3688(A) through (C) and (E), 3689(B) through (E), 3690 (C) and (D), 3690.1, 3691, 3693, and 3698, relative to retirement for employees of the Harbor Police Department of the Port of New Orleans; to provide relative to the merger of the Harbor Police Retirement System into the Louisiana State Employees' Retirement System; to provide for enrollment of new hires of the Harbor Police Department in the Hazardous Duty Services Plan in the Louisiana State Employees' Retirement System; to provide relative to a cooperative endeavor agreement with respect to the merger of the systems; to provide relative to the assets of the Harbor Police Retirement System; to provide relative to benefits for members of the Harbor Police Retirement System; to provide relative to retirement benefits for new hires of the Harbor Police Department of the Port of New Orleans; to provide relative to the boards of trustees of the Louisiana State Employees' Retirement System and the Harbor Police Retirement System; to provide an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Pearson, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1279 (Substitute for House Bill No. 247 by Representative Ortego)— BY REPRESENTATIVES ORTEGO AND DANAHAH AN ACT

To amend and reenact R.S. 40:921(A) and 922(A) and to enact Subpart C of Part VII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:931 through 938, relative to the sale of milk; to provide for definitions; to authorize the incidental sales of raw milk; to provide for chemical, bacteriological, and temperature standards; to provide for sanitation standards; to provide for standards for bottling, packaging, and container filling; to provide for animal health standards; to provide for recalls; to prohibit statements implying endorsement by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

On motion of Rep. Anders, the bill was ordered engrossed and passed to its third reading.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 7—

BY SENATORS PEACOCK AND BUFFINGTON
AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 12—

BY SENATORS GALLOT, DORSEY-COLOMB, PEACOCK, GARY SMITH AND THOMPSON

AN ACT

To amend and reenact R.S. 14:91.6(A) and 91.8, R.S. 26:901, 902(1), 905(B), 909(A)(2), 910, 910.1, the introductory paragraph of 911(A) and (A)(1) and (2), the introductory paragraph of 917(A) and (C), and 932(6), and R.S. 47:851(C)(2), and to enact R.S. 14:91.6(B)(6) and (7), relative to alternative nicotine products and vapor products; to prohibit the sale or other distribution of alternative nicotine products and vapor pens to persons under the age of eighteen years; to provide relative to definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 12 by Senator Gallot

AMENDMENT NO. 1

On page 2, line 5, following "any" insert "of the following"

AMENDMENT NO. 2

On page 2, line 20, following "any" insert "of the following"

AMENDMENT NO. 3

On page 5, line 15, following "any" insert "of the following"

AMENDMENT NO. 4

On page 6, line 22, following "any" insert "of the following"

AMENDMENT NO. 5

On page 7, line 15, change "(5)(b)" to "(2)(a)"

AMENDMENT NO. 6

On page 10, line 11, following "any" insert "of the following"

AMENDMENT NO. 7

On page 12, line 8, following "either" insert "of the following apply"

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 16—

BY SENATOR GUILLORY AND REPRESENTATIVE ROBIDEAUX AND SENATORS ALARIO, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, HEITMEIER, JOHNS, KOSTELKA, LONG, MILLS, MURRAY, NEVERS, PEACOCK, RISER, GARY SMITH, JOHN SMITH, WALSWORTH AND WHITE AND REPRESENTATIVES HENRY BURNS, BURRELL, GUILLORY, HAZEL, HILL, PRICE AND RICHARD

AN ACT

To grant a permanent benefit increase to retirees and beneficiaries of the Louisiana State Police Retirement System in conformity

with the statutory provisions governing the system's experience account.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pearson, the bill was ordered passed to its third reading.

SENATE BILL NO. 18—

BY SENATOR GUILLORY AND REPRESENTATIVE ROBIDEAUX AND SENATORS ALARIO, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MURRAY, NEVERS, PEACOCK, PERRY, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES HENRY BURNS, BURRELL, GUILLORY, HAZEL, HILL, HOFFMANN, PRICE AND RICHARD

AN ACT

To grant a permanent benefit increase to retirees and beneficiaries of the Louisiana State Employees' Retirement System in conformity with the statutory provisions governing the system's experience account.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pearson, the bill was ordered passed to its third reading.

SENATE BILL NO. 19—

BY SENATOR GUILLORY AND REPRESENTATIVE ROBIDEAUX AND SENATORS ADLEY, ALARIO, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MURRAY, NEVERS, PEACOCK, PERRY, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES HENRY BURNS, BURRELL, GUILLORY, HAZEL, HILL, PRICE AND RICHARD

AN ACT

To grant a permanent benefit increase to retirees and beneficiaries of the Louisiana School Employees' Retirement System in conformity with the statutory provisions governing the system's experience account.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pearson, the bill was ordered passed to its third reading.

SENATE BILL NO. 21—

BY SENATOR GUILLORY AND REPRESENTATIVE ROBIDEAUX AND SENATORS ALARIO, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, HEITMEIER, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MURRAY, NEVERS, PEACOCK, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES HENRY BURNS, BURRELL, GUILLORY, HAZEL, HILL, HOFFMANN, PRICE AND RICHARD

AN ACT

To grant a permanent benefit increase to retirees and beneficiaries of the Teachers' Retirement System of Louisiana in conformity with the statutory provisions governing the system's experience account.

Read by title.

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Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pearson, the bill was ordered passed to its third reading.

SENATE BILL NO. 39— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 9:1113, relative to partition of immovable property; to provide relative to minority interests; to provide relative to private sales; to provide certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 39 by Senator Murray

AMENDMENT NO. 1

On page 1, line 13, after "susceptible" and before "partition" change "of" to "to"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 59—

BY SENATOR JOHN SMITH AND REPRESENTATIVE HILL
AN ACT

To repeal Part I-A of Chapter 4 of Title 12 of the Louisiana Revised Statutes of 1950, comprised of R.S. 12:431 and 431.1, relative to the Beauregard Electric Cooperative; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Badon, the bill was ordered passed to its third reading.

SENATE BILL NO. 72— BY SENATOR WHITE

AN ACT

To amend and reenact Children's Code Articles 633, 748, 844 and 1018, relative to petitions in certain proceedings; to remove the requirement of verification of such petitions; to provide for certain terms, conditions and procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the bill was ordered passed to its third reading.

SENATE BILL NO. 85— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 9:315.3 and 315.20, relative to the obligation of child support; to provide for child care costs; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the bill was ordered passed to its third reading.

SENATE BILL NO. 89— BY SENATOR PEACOCK

AN ACT

To amend and reenact Title XX of Book III of the Civil Code, to be comprised of Articles 3133 through 3140, Civil Code Articles 3346, 3354, 3355, 3356, 3357, 3358, 3361, 3362, 3363, 3365, 3366, 3367, and 3368, the heading of Part IV of Chapter 1 of Code Title XX-A of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, R.S. 9:4401 and 5386, and R.S. 10:9-102(a)(2), to enact Title XX-A of Book III of the Civil Code to consist of Articles 3141 through 3175, R.S. 9:4402 and 4403, to repeal Civil Code Articles 3176, 3177, 3178, 3179, 3180, 3181, 3182, 3183, and 3184, to authorize the Louisiana State Law Institute to add Comments for Civil Code Articles 3359 and 3364, to authorize the Louisiana State Law Institute to amend or to provide headings in the Civil Code and the Louisiana Revised Statutes of 1950, relative to security, pledge, and registry; to provide for the liability of an obligor for his obligation; to provide for ratable treatment of creditors; to provide for limitations upon recourse; to provide for a definition of security; to provide for personal or real security; to provide for kinds of security; to provide for the law governing a security interest; to provide for the nullity of an agreement of forfeiture; to provide for the general provisions of pledge; to provide a definition of pledge; to provide for property susceptible of pledge; to provide for the pledge of property susceptible of encumbrance by a security interest; to provide for the accessory nature of pledge; to provide for the preference afforded by pledge; to provide for obligations for which pledge may be given; to provide for pledge securing an obligation that is not for the payment of money; to provide for pledge securing an obligation of another person; to provide the formal requirements of a contract of pledge; to provide for the acceptance of a pledge; to provide for who has the power to pledge; to provide for the pledge of a thing not owned; to provide the general requirements for effectiveness of pledge against third persons; to provide for effectiveness against third persons of the pledge of the lease of an immovable; to provide for effectiveness against third persons of the pledge of other obligations; to provide for the pledgee's right of retention; to provide for the indivisibility of pledge; to provide for the enforcement of a pledge of a movable; to provide for fruits of thing pledged; to provide for the pledge of the obligation of a third person; to provide for performance by an obligor of a pledged obligation; to provide for defenses available to the obligor of a pledged obligation; to provide for a clause prohibiting pledge; to provide for the modification of a contract from which a pledge obligation arises; to provide for the attachment of pledge obligations arising under modified or substituted contract; to provide for modification as default by pledgor; to provide that pledgee is not bound for pledgor's obligations; to provide for the requirements of a contract of the pledge of the lessor's rights in the lease of an immovable and its rents; to provide for the

effectiveness of a pledge of the lessor's rights in the lease of an immovable and its rents against third persons; to provide for a pledge contained in act of mortgage; to provide for pledge of all or part of the leases of an immovable; to provide for pledge of mineral payments by owner of land or holder of mineral servitude; to provide for accounting to other pledgees for rent collected; to provide for the prohibition of a judicial sale of the lessor's rights in the lease of an immovable and its rents; to provide for the applicability of the general rules of Chapter 1 of Title XX-A of Book III of the Civil Code to the pledge of the lessor's rights in the lease of an immovable and its rents when no special provision is made in Chapter 2 of Title XX-A of Book III of the Civil Code; to provide for the place of recordation of instrument creating, establishing, or relating to a mortgage or privilege over an immovable, or the pledge of the lessor's rights in the lease of an immovable and its rents and the duty of recorder; to provide for the general provisions of mortgage records; to provide for the applicability of Chapter 2 of Title XXII-A of Book III of the Civil Code to mortgages, privileges, and pledges; to provide for a mortgage, pledge, or privilege affecting property in several parishes; to provide for transfers, amendments, and releases; to provide for a general rule of duration of the recordation of an instrument creating a mortgage, pledge, or evidencing a privilege; to provide for the duration of recordation of certain mortgages, pledges, and privileges; to provide for the duration of recordation of judicial mortgages; to provide for the effect of amendment; to provide for the method of reinscription; to provide for the exclusiveness of the method of reinscription; to provide for the effect of timely recordation of notice of reinscription; to provide for the effect of notice recorded after cessation of effect of recordation; to provide for the form and content of cancellation upon written request; to provide for the cancellation of recordation after effect of recordation has ceased; to provide for cancellation of judicial mortgage arising from judgment that has prescribed; to provide for the pledge of leases and rents of an immovable; to provide for the pledge of the lessor's rights in the lease of an immovable and its rents; to provide for the right of pledgee to cash proceeds of rent; to provide for transitional filing rules for assignments of leases and rents recorded prior to January 1, 2015; to provide for mortgage to include pledge of mortgagor's rights to insurance; to provide a definition of an account for Chapter 9 of Title 10 of the Louisiana Revised Statutes of 1950; to provide authorization for the Louisiana State Law Institute to add Comments for Civil Code Articles 3359 and 3364; to provide authorization for the Louisiana State Law Institute to amend or to provide headings in the Civil Code and the Louisiana Revised Statutes of 1950; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 89 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 9, after "3184," delete the remainder of the line and delete lines 10 and 11 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 89 by Senator Peacock

AMENDMENT NO. 1

On page 38, line 36, following "need" change "only describe" to "describe only"

AMENDMENT NO. 2

On page 38, line 39, following "need" change "only describe" to "describe only"

AMENDMENT NO. 3

On page 42, line 24, change ";" and " to ".

AMENDMENT NO. 4

On page 55, line 23, following "be" and before "invalid" insert "deemed to be"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 99—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1967(D), relative to listing and assessment of bank stock; to provide for determining the fair market value of bank stock; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

SENATE BILL NO. 101—

BY SENATOR MORRELL

AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 106—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 23:1553(G) and to enact R.S. 23:1514(E), relative to the Incumbent Worker Training Program; to extend the termination date of the fund; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 106 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:1553(G)" delete "and" and insert a comma ","

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 23:1514(E)" and before the comma "," insert "and R.S. 49:191(7) and to repeal R.S. 49:191(5)(e)"

AMENDMENT NO. 3

On page 1, line 3, at the beginning of the line, insert the following:

"Louisiana Workforce Commission, including provisions to provide for the re-creation of the Louisiana Workforce Commission and the statutory entities made a part of the commission by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; provides with respect to the"

AMENDMENT NO. 4

On page 2, delete lines 3 through 7 in their entirety and insert the following:

"Section 2. Pursuant to R.S. 49:193, the Louisiana Workforce Commission and the statutory entities made a part of the department by law shall be re-created effective June 30, 2014, and all statutory authority therefor is continued in accordance with the provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950.

Section 3. All statutory authority for the existence of the Louisiana Workforce Commission and the statutory entities made a part of the department as re-created by Section 1 of this Act shall cease as of July 1, 2019, pursuant to R.S. 49:191. However, the Louisiana Workforce Commission may be re-created prior to such date in accordance with the provisions of Part XII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950.

Section 4. The provisions of R.S. 49:193 are hereby superseded to the extent that those provisions are in conflict with the provisions of this Act.

Section 5. R.S. 49:191(7) is hereby enacted to read as follows:

§191. Termination of legislative authority for existence of statutory entities; phase-out period for statutory entities; table of dates

Notwithstanding any termination dates set by any previous Act of the legislature, the statutory entities set forth in this Section shall begin to terminate their operations on July first of each of the following years, and all legislative authority for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of July first of the following year, which shall be the termination date:

* * *

(7) July 1, 2018:

(a) The Louisiana Workforce Commission and all statutory entities made a part of the department by law.

Section 6. R.S. 49:191(5)(e) is hereby repealed in its entirety.

Section 7. This Act shall become effective on June 30, 2014; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 30, 2014, or on the day following such approval by the legislature, whichever is later."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 106 by Senator Walsworth

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 106 by Senator Walsworth, On page 1, line 11, following "entities;" and before "with" change "provides" to "to provide"

AMENDMENT NO. 2

On page 1, line 12, following "23:1553(G)." insert "* * *"

On motion of Rep. Dixon, the amendments were adopted.

On motion of Rep. Dixon, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 131— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:463.60(B), (C), (D)(introductory paragraph), and (E), and to repeal R.S. 47:463.60(H), relative to special prestige license plates; to provide with respect to the "Animal Friendly" prestige license plate; to provide for a royalty fee; to abolish the Pet Overpopulation Fund; to provide for the transfer of any remaining monies in the Pet Overpopulation Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 174—

BY SENATORS PETERSON, APPEL, MARTINY AND GARY SMITH AND REPRESENTATIVES BILLIOT, LEOPOLD, LORUSSO, WILLMOTT AND WOODRUFF

AN ACT

To amend and reenact R.S. 33:4762(C), 4764(A), and 4765(C), relative to the removal of dangerous structures; to provide for notice to the owner; to provide for certain action to appeal decision; to provide for certain notification in cases of grave public emergencies; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Badon, the bill was ordered passed to its third reading.

SENATE BILL NO. 189—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 48:1815(A) and R.S. 56:1948.5(47) and to enact R.S. 56:1948.5(65), relative to Louisiana Byways designation; to revise certain highway, route, and byway district designations; to provide for the route designation of the Flyway Byway in Jefferson Davis Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 189 by Senator Morrish

AMENDMENT NO. 1

On page 3, line 9, change "LA" to "along Louisiana Highway"

AMENDMENT NO. 2

On page 3, line 10, change "LA" to "Louisiana Highway"

AMENDMENT NO. 3

On page 3, line 12, after "with" change "LA" to "Louisiana Highway" and before "14 from" change "LA" to "along Louisiana Highway"

AMENDMENT NO. 4

On page 3, line 14, change "LA" to "along Louisiana Highway"

AMENDMENT NO. 5

On page 3, line 15, change both instances of "LA" to "Louisiana Highway"

AMENDMENT NO. 6

On page 3, line 16, change "LA" to "Louisiana Highway"

AMENDMENT NO. 7

On page 3, line 18, after "US" insert "Highway" and change "LA" to "Louisiana Highway"

AMENDMENT NO. 8

On page 3, line 19, change "LA" to "Louisiana Highway"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the amendments were adopted.

On motion of Rep. Terry Landry, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 192—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 32:388(B)(1)(b)(iv), relative to trucks hauling concrete or construction aggregates; extends termination date for two years for ready-mixed concrete trucks to exceed licensed gross vehicle weight under certain conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 198—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1168(A)(1) and (4) and (B), 1170(A) and (B), 1171, 1171.1, and 1291(C)(5) and to enact R.S. 23:1170(C), and to repeal R.S. 23:1168(A)(5), relative to workers' compensation; to require for compliance; to provide for reporting of compliant coverage; to provide for penalties; to provide for matters to be determined by workers' compensation judges; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 198 by Senator Riser

AMENDMENT NO. 1

On page 4, line 2, change "R.S. 23:1170(A)" to "Subsection A of this Section"

AMENDMENT NO. 2

On page 6, line 23, change "Paragraph (C)(1)" to "Paragraph (1)"

AMENDMENT NO. 3

On page 8, line 1, change "C(1)" to "(D)(1)"

On motion of Rep. Dixon, the amendments were adopted.

On motion of Rep. Dixon, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 203—
BY SENATOR MORRELL AND REPRESENTATIVE CONNICK
AN ACT

To enact R.S. 13:5401(C)(5) and (6), relative to reentry courts; to authorize the creation of a reentry division of the Fifteenth Judicial District Court and the Twenty-Fourth Judicial District Court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Arnold, the bill was ordered passed to its third reading.

SENATE BILL NO. 204—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 26:351(2)(a) and (4) and to enact R.S. 26:351(9), relative to the size of containers for beverages of high alcoholic content; to require certain container sizes for certain alcoholic beverages sold or shipped in the state; to provide relative to the number of containers in each shipping case or container; to exempt certain products; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 204 by Senator Morrell

AMENDMENT NO. 1

On page 2, at the beginning of line 8, change "(4)" to "(4)(a)"

AMENDMENT NO. 2

On page 2, between lines 21 and 22, insert the following: "(b) For purposes of this Section, "container" shall mean any receptacle produced and manufactured with any substance used to package wine for delivery to the public."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 204 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 9, change "above" to "of this Subsection"

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 222—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:5107(D)(1) and to enact Code of Civil Procedure Articles 1201(D) and 3955(D), relative to service of process; to provide relative to time periods for service and interruptions; to provide relative to certain legal delays; to provide certain terms, conditions, procedures and effects; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 222 by Senator Murray

AMENDMENT NO. 1

On page 1, line 17, after "waived," delete the remainder of the line and insert the following:

"a request for service of citation upon the defendant shall be considered timely if requested on the defendant within the time period provided by this Section, notwithstanding insufficient or erroneous service."

AMENDMENT NO. 2

On page 2, delete lines 1 and 2 in their entirety.

AMENDMENT NO. 3

On page 2, line 8, after "waived," delete the remainder of the line and delete lines 9 and 10 in their entirety and insert the following:

"a request for service of citation upon the defendant shall be considered timely if requested on the defendant within the time period provided by this Article, notwithstanding insufficient or erroneous service."

AMENDMENT NO. 4

On page 2, line 14, after "waived," delete the remainder of the line and delete lines 15 and 16 in their entirety and insert the following:

"a request for service of citation upon the defendant shall be considered timely if requested on the defendant within the time period provided by this Article, notwithstanding insufficient or erroneous service."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 241—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 9:3554(A)(6) and (N), relative to the Louisiana Consumer Credit Law; to provide for powers of the commissioner of the Office of Financial Institutions; to provide for the collection of certain information and data; to provide for the reporting of certain information and data; to provide for penalties, remedies, and enforcement measures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 241 by Senator Thompson

AMENDMENT NO. 1

On page 1, line 2, delete "To enact R.S. 9:3554(A)(6) and (N)" and insert in lieu thereof "To amend and reenact R.S. 9:3554(A), and to enact R.S. 9:3554(N)"

AMENDMENT NO. 2

On page 1, line 8, delete "R.S. 9:3554(A)(6) and (N) are hereby enacted" and insert in lieu thereof "R.S. 9:3554(A) is hereby amended and reenacted and R.S. 9:3554(N) is hereby enacted"

AMENDMENT NO. 3

On page 1, delete line 12 and insert in lieu thereof the following:

"(1) Receive and act on complaints, take action designed to obtain voluntary compliance with this Chapter, including entering into voluntary consent or compliance agreements with persons conducting activities regulated by this Chapter without the necessity of a hearing or order, or commence proceedings on his own initiative;,"

(2) ~~counsel~~ Counsel persons and groups on their rights and duties under this ~~chapter~~ Chapter;,"

(3) ~~establish~~ Establish programs for the education of consumers with respect to credit practices and problems;,"

(4) ~~make~~ Make studies appropriate to effectuate the purposes and policies of ~~the chapter~~ this Chapter and make the results available to the public; and,"

(5) ~~adopt~~ Adopt, amend, and repeal substantive rules when specifically authorized by this ~~chapter~~ Chapter, and adopt, amend, and repeal procedural rules to carry out the provisions of this ~~chapter~~ Chapter."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ponti, the amendments were adopted.

On motion of Rep. Ponti, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 248—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 9:341, and to enact R.S. 9:364.1, relative to visitation; to provide relative to visitation rights of an incarcerated parent; to provide for factors to be considered in such cases; to provide for certain terms and conditions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 248 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:341" delete the comma ","

AMENDMENT NO. 2

On page 2, delete lines 6 and 7 in their entirety

AMENDMENT NO. 3

On page 2, at the beginning of line 8, change "visitation" to "C. If the court authorizes visitation with an incarcerated parent"

AMENDMENT NO. 4

On page 2, delete lines 16 through 23 in their entirety and insert the following:

"(1) The length and quality of the prior relationship between the child and the parent.

(2) Whether the child is in need of guidance, enlightenment, or tutelage which can best be provided by the parent.

(3) The preference of the child if he is determined to be of sufficient maturity to express a preference.

(4) The willingness of the relative to encourage a close relationship between the child and his parent or parents, including the willingness of the child's custodial parent, caretaker, or legal guardian to voluntarily take the child to the incarcerated parent's place of incarceration for supervised visitation.

(5) The mental and physical health of the child and the parent.

(6) The length of time that the child lived with the parent prior to the parent's incarceration."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, change "(6)" to "(7)"

AMENDMENT NO. 6

On page 2, delete lines 26 through 28 in their entirety.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 248 by Senator Morrish

AMENDMENT NO. 1

On page 2, line 3, following "A" and before ", and" insert "of this Section"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 255—
BY SENATOR MARTINY

AN ACT

To enact R.S. 51:1428, provides relative to Unfair Trade Practices and Consumer Protection Law; to provide relative to patent infringement; to provide for definitions; to provide for unfair and deceptive trade practices; to provide for damages; to provide for procedures, terms, and conditions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

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The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 255 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 51:1428," and before "relative" delete "provides"

AMENDMENT NO. 2

On page 3, line 2, after "known" and before "that" delete the comma ","

AMENDMENT NO. 3

On page 3, line 19, after "patent" insert a period "." and delete the remainder of the line and delete line 20 in its entirety

AMENDMENT NO. 4

On page 3, line 21, after "person" and before "makes" insert "or affiliate"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 266— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 51:703(D)(4), relative to investment adviser representatives; to eliminate an exemption from the examination requirement for certain investment adviser representatives; to provide for certain terms, procedures, and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ponti, the bill was ordered passed to its third reading.

SENATE BILL NO. 268— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 9:2799.1, relative to civil liability for theft of goods from a merchant; to provide relative to liability; to provide for recovery of merchandise; to provide for restitution; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the bill was ordered passed to its third reading.

SENATE BILL NO. 269— BY SENATOR PEACOCK

AN ACT

To amend and reenact the introductory paragraph of R.S. 9:1022 and 1024(A), relative to donations; to provide relative to donations by a curator on behalf of an interdict; to provide relative to the maximum value of certain donations; to provide for certain terms, conditions and procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 269 by Senator Peacock

AMENDMENT NO. 1

On page 1, at the end of line 14, change "United" to "26 U.S.C. 2503(b)."

AMENDMENT NO. 2

On page 1, at the beginning of line 15, delete "States Code Title 26, Section 2503(b)."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 307— BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 35:403(A) and (B), relative to hospital notaries; to provide relative to appointment of ex officio notaries by hospital service district hospitals; to provide certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 307 by Senator Crowe

AMENDMENT NO. 1

On page 1, at the end of line 15, insert "and"

AMENDMENT NO. 2

On page 1, delete line 16 in its entirety and insert the following:

"acknowledgments, ~~and other documents~~, and shall be limited to matters within the"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 317—

BY SENATOR GARY SMITH

AN ACT

To enact R.S. 32:295.4(5), relative to motor vehicle checkpoints; to require certain law enforcement agencies to establish procedures that prohibit checkpoints where the only vehicles subject to or targeted for inspection are motorcycles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 318—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 32:1261(A)(1)(t), relative to warranty repairs; to provide relative to unauthorized acts; to provide for exemptions; to provide for certain terms and conditions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 318 by Senator Gary Smith

AMENDMENT NO. 1

On page 2, delete lines 3 through 21 in their entirety and insert the following:

"(iii) A fleet owner or governmental entity that is authorized to perform warranty repairs on any of the following vehicles owned or leased by the fleet owner or governmental entity:

(aa) Those with a gross vehicle weight rating of twelve thousand pounds or more.

(bb) Those designed for the movement of property, freight, or goods in intrastate or interstate commerce.

(cc) Those designed for use in utility installation, maintenance, and repair.

(iv) The dealer that sold the vehicles listed in Item (iii) of this Subparagraph to the fleet owner or governmental entity may and a manufacturer that authorized the fleet owner or governmental entity to perform warranty repairs on the vehicles described in Item (iii) of this Subparagraph shall give notification of the authorization to the dealer located in the same community or territory where the fleet owner or governmental entity intends to perform the authorized warranty repairs. The notification shall include the type of warranty repairs authorized by the manufacturer.

(v) A fleet owner or governmental entity performing warranty repairs to the vehicles listed in Item (iii) of this Subparagraph shall

meet the same requirements for special tools, equipment, and technician certification that are required of a franchise dealer that is authorized to make the same warranty repairs on the same makes and models of vehicles being repaired by a fleet owner or governmental entity.

(vi) A fleet owner or governmental entity authorized to perform warranty repairs to the vehicles listed in Item (iii) of this Subparagraph shall not make repairs to the internal drive train or the after-treatment exhaust system of such vehicles.

(vii) For the purposes of Items (iii) through (vii) of this Subparagraph, "fleet owner or governmental entity" shall mean a person who or unit of government that owns or leases for its own use or a renting or leasing company that rents to a third party ten or more of the vehicles listed in Item (iii) of this Subparagraph.

* * *

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ponti, the amendments were adopted.

On motion of Rep. Ponti, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 327—

BY SENATOR GARY SMITH

AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 342—

BY SENATORS DONAHUE, CROWE AND NEVERS AND REPRESENTATIVES TIM BURNS, CROMER, HOLLIS, PEARSON, RITCHIE AND SIMON

AN ACT

To amend and reenact R.S. 38:291(V) and 330.2(A)(1)(a), to enact R.S. 38:329.6, and to repeal R.S. 38:330.1(B)(1)(a)(iv), relative to levees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 360—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1989.1(A) and (B) and to repeal R.S. 47:1989.1(C), relative to reimbursement of expenses incurred by assessors defending assessments; to provide for reimbursement for successfully defending the legality of an

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assessment; to require reimbursement from taxes related to the successfully-defended assessments and to provide procedures therefor; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

SENATE BILL NO. 363— BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:2134(B)(1) and (C)(1), relative to taxes paid under protest; to require the taxpayer to submit separate payments for the disputed amount of tax due and the amount that is not in dispute; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

SENATE BILL NO. 402— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 13:5713(A) and 5715(A), R.S. 14:30(B)(1), and 95(H), and R.S. 17:2355.1, relative to coroners; to provide relative to duties; to provide relative to duties regarding paupers; to include coroners as peace officers for certain purposes; to provide for the carrying of concealed weapons by coroners; to provide relative to the search and disclosure of records by coroners; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 402 by Senator Mills

AMENDMENT NO. 1

On page 3, line 11, following "or" change "corner" to "coroner"

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 418— BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 47:501(C)(1) and (2) and to enact R.S. 47:501(D), relative to registration of vehicles; to provide for required credentials for initial and first renewal of registration of a motor vehicle, trailer, or semitrailer; to provide for

penalties for fraudulent execution of required credentials; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Terry Landry, the bill was ordered passed to its third reading.

SENATE BILL NO. 461— BY SENATORS PEACOCK AND LAFLEUR AN ACT

To amend and reenact Code of Civil Procedure Art. 3191, relative to administration of successions; to provide relative to certain functions, powers, and duties of a succession representative; to provide relative to terms and definitions; to provide with respect to electronic assets of a decedent; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 461 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 2, after "Procedure" and before "3191" change "Art." to "Article"

AMENDMENT NO. 2

On page 1, line 7, after "Procedure" and before "3191" change "Art." to "Article"

AMENDMENT NO. 3

On page 2, line 5, after "or" and before "order" change "a contrary" to "an"

AMENDMENT NO. 4

On page 2, line 16, after "shall" and before "how" change "exclusively govern" to "control"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 461 by Senator Peacock

AMENDMENT NO. 1

On page 2, line 8, change "(D)(2) of this Article" to "(2) of this Paragraph"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 476—
BY SENATOR GARY SMITH

AN ACT

To enact R.S. 40:1462 and 1463, relative to driver training; to provide for bond requirements; to provide for cease and desist orders; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 476 by Senator Gary Smith

AMENDMENT NO. 1

On page 1, line 13, change "fails" to "fail"

AMENDMENT NO. 2

On page 2, line 5, following "the" insert "Department of Public Safety and Corrections,"

AMENDMENT NO. 3

On page 2, line 22, following "The" insert "Department of Public Safety and Corrections,"

AMENDMENT NO. 4

On page 2, line 23, change "Part" to "Section"

AMENDMENT NO. 5

On page 2, line 25, change "Post Office" to "Postal Service"

AMENDMENT NO. 6

On page 2, line 29, change "post office" to "postal service"

On motion of Rep. Terry Landry, the amendments were adopted.

On motion of Rep. Terry Landry, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 478—
BY SENATOR CLAITOR

AN ACT

To enact R.S. 13:996.69, relative to courts and judicial procedure; to authorize all courts in East Baton Rouge Parish to levy a warrant recall fee to fund a misdemeanor detention facility; to provide for the collection of the fee; to provide for the expenditure of funds collected; to provide reporting requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 478 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before the comma "," delete "R.S. 13:996.69" and insert "R.S. 13:1000.10, 1415, 2002.1, 2488.40, and Part X of Chapter 7 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:2489.1"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." and before "hereby" delete "R.S. 13:996.69 is" and insert "R.S. 13:1000.10, 1415, 2002.1, 2488.40, and Part X of Chapter 7 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:2489.1, are"

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 in their entirety and insert the following:

"§1000.10. Nineteenth Judicial District Court; additional warrant recall fees; Misdemeanor Detention Fund

A. The Nineteenth Judicial District Court shall levy and impose a warrant recall fee of fifty dollars on all persons who fail to appear as ordered on all misdemeanor offenses and traffic offenses where a warrant for arrest is issued, the proceeds of which shall be used to pay the expenses of operating a misdemeanor detention facility in the parish.

B. The clerk of court shall place all sums collected or received pursuant to this Section with the finance director for the parish of East Baton Rouge, who shall place the funds in a separate account to be designated as the Misdemeanor Detention Fund. All monies in this account shall be used solely for the purpose of paying expenses associated with the operation of a misdemeanor detention facility in the parish. The finance director shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor, where it shall be available for public inspection.

C. All law enforcement agencies within the parish shall confer for the purpose of creating and implementing additional pilot programs for the periodic targeted enforcement of outstanding warrants until sufficient revenues are generated to sustain the permanent operation of the misdemeanor detention facility.

D. The mayor-president for the parish of East Baton Rouge shall be authorized to expend funds and enter into cooperative endeavor agreements with all courts, the sheriff of East Baton Rouge Parish, and all other law enforcement agencies within the parish in order to carry out the provisions of this Section, subject to the approval of the Metropolitan Council of East Baton Rouge Parish.

E. The mayor-president through the finance department shall report quarterly to the Metropolitan Council and the courts within the parish on the matters set forth in this Section, including recommendations regarding necessary adjustments and the financial feasibility of the misdemeanor warrant enforcement programs.

* * *

§1415. East Baton Rouge Parish Family Court; additional warrant recall fees; Misdemeanor Detention Fund

A. The East Baton Rouge Parish Family Court shall levy and impose a warrant recall fee of fifty dollars on all persons who fail to appear as ordered on all misdemeanor offenses and traffic offenses where a warrant for arrest is issued, the proceeds of which shall be

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used to pay the expenses of operating a misdemeanor detention facility in the parish.

B. The clerk of court shall place all sums collected or received pursuant to this Section with the finance director for the parish of East Baton Rouge, who shall place the funds in a separate account to be designated as the Misdemeanor Detention Fund. All monies in this account shall be used solely for the purpose of paying expenses associated with the operation of a misdemeanor detention facility in the parish. The finance director shall cause to be conducted annually an audit of the fund and the books and accounts relating to the fund, and shall file the same with the office of the legislative auditor, where it shall be available for public inspection.

C. All law enforcement agencies within the parish shall confer for the purpose of creating and implementing additional pilot programs for the periodic targeted enforcement of outstanding warrants until sufficient revenues are generated to sustain the permanent operation of the misdemeanor detention facility.

D. The mayor-president for the parish of East Baton Rouge shall be authorized to expend funds and enter into cooperative endeavor agreements with all courts, the sheriff of East Baton Rouge Parish, and all other law enforcement agencies within the parish in order to carry out the provisions of this Section, subject to the approval of the Metropolitan Council of East Baton Rouge Parish.

E. The mayor-president through the finance department shall report quarterly to the Metropolitan Council and the courts within the parish on the matters set forth in this Section, including recommendations regarding necessary adjustments and the financial feasibility of the misdemeanor warrant enforcement programs.

* * *

§2002.1. Baton Rouge City Court; additional warrant recall fees; Misdemeanor Detention Fund

A. The Baton Rouge City Court shall levy and impose a warrant recall fee of fifty dollars on all persons who fail to appear as ordered on all misdemeanor offenses and traffic offenses where a warrant for arrest is issued, the proceeds of which shall be used to pay the expenses of operating a misdemeanor detention facility in the parish.

B. The clerk of court shall place all sums collected or received pursuant to this Section with the finance director for the parish of East Baton Rouge, who shall place the funds in a separate account to be designated as the Misdemeanor Detention Fund. All monies in this account shall be used solely for the purpose of paying expenses associated with the operation of a misdemeanor detention facility in the parish. The finance director shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor, where it shall be available for public inspection.

C. All law enforcement agencies within the parish shall confer for the purpose of creating and implementing additional pilot programs for the periodic targeted enforcement of outstanding warrants until sufficient revenues are generated to sustain the permanent operation of the misdemeanor detention facility.

D. The mayor-president for the parish of East Baton Rouge shall be authorized to expend funds and enter into cooperative endeavor agreements with all courts, the sheriff of East Baton Rouge Parish, and all other law enforcement agencies within the parish in order to carry out the provisions of this Section, subject to the approval of the Metropolitan Council of East Baton Rouge Parish.

E. The mayor-president through the finance department shall report quarterly to the Metropolitan Council and the courts within the parish on the matters set forth in this Section, including

recommendations regarding necessary adjustments and the financial feasibility of the misdemeanor warrant enforcement programs.

F. Notwithstanding any other provision of law to the contrary, the fees provided for in Section, shall be in addition to any other lawfully imposed costs, fees, fines, or forfeitures.

* * *

§2488.40. Baker City Court; additional warrant recall fees; Misdemeanor Detention Fund

A. The Baker City Court shall levy and impose a warrant recall fee of fifty dollars on all persons who fail to appear as ordered on all misdemeanor offenses and traffic offenses where a warrant for arrest is issued, the proceeds of which shall be used to pay the expenses of operating a misdemeanor detention facility in the parish.

B. The clerk of court shall place all sums collected or received pursuant to this Section with the finance director for the parish of East Baton Rouge, who shall place the funds in a separate account to be designated as the Misdemeanor Detention Fund. All monies in this account shall be used solely for the purpose of paying expenses associated with the operation of a misdemeanor detention facility in the parish. The finance director shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor, where it shall be available for public inspection.

C. All law enforcement agencies within the parish shall confer for the purpose of creating and implementing additional pilot programs for the periodic targeted enforcement of outstanding warrants until sufficient revenues are generated to sustain the permanent operation of the misdemeanor detention facility.

D. The mayor-president for the parish of East Baton Rouge shall be authorized to expend funds and enter into cooperative endeavor agreements with all courts, the sheriff of East Baton Rouge Parish, and all other law enforcement agencies within the parish in order to carry out the provisions of this Section, subject to the approval of the Metropolitan Council of East Baton Rouge Parish.

E. The mayor-president through the finance department shall report quarterly to the Metropolitan Council and the courts within the parish on the matters set forth in this Section, including recommendations regarding necessary adjustments and the financial feasibility of the misdemeanor warrant enforcement programs.

* * *

PART X. ZACHARY

§2489.1. Zachary City Court; additional warrant recall fees; Misdemeanor Detention Fund

A. The Zachary City Court shall levy and impose a warrant recall fee of fifty dollars on all persons who fail to appear as ordered on all misdemeanor offenses and traffic offenses where a warrant for arrest is issued, the proceeds of which shall be used to pay the expenses of operating a misdemeanor detention facility in the parish.

B. The clerk of court shall place all sums collected or received pursuant to this Section with the finance director for the parish of East Baton Rouge, who shall place the funds in a separate account to be designated as the Misdemeanor Detention Fund. All monies in this account shall be used solely for the purpose of paying expenses associated with the operation of a misdemeanor detention facility in the parish. The finance director shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor, where it shall be available for public inspection.

C. All law enforcement agencies within the parish shall confer for the purpose of creating and implementing additional pilot programs for the periodic targeted enforcement of outstanding warrants until sufficient revenues are generated to sustain the permanent operation of the misdemeanor detention facility.

D. The mayor-president for the parish of East Baton Rouge shall be authorized to expend funds and enter into cooperative endeavor agreements with all courts, the sheriff of East Baton Rouge Parish, and all other law enforcement agencies within the parish in order to carry out the provisions of this Section, subject to the approval of the Metropolitan Council of East Baton Rouge Parish.

E. The mayor-president through the finance department shall report quarterly to the Metropolitan Council and the courts within the parish on the matters set forth in this Section, including recommendations regarding necessary adjustments and the financial feasibility of the misdemeanor warrant enforcement programs."

AMENDMENT NO. 4

On page 2, delete lines 1 through 24 in their entirety

Reported without amendments by the Legislative Bureau.

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 510— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(j), relative to the Department of Veterans Affairs; to provide for re-creation of the Department of Veterans Affairs and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Arnold, the bill was ordered passed to its third reading.

SENATE BILL NO. 525— BY SENATORS ADLEY, THOMPSON AND WARD

AN ACT

To enact R.S. 45:302.1, relative to the Louisiana Public Service Commission; to provide with respect to abandonment of interstate pipelines located wholly within the state; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 525 by Senator Adley

AMENDMENT NO. 1

On page 2, between lines 16 and 17, insert the following:

"F. The provisions of this Section shall not apply if the owner or operator of the interstate pipeline seeking abandonment has done all of the following:

(1) Reached a written agreement with the existing customers that provides for the continued availability and supply of natural gas from the interstate pipeline or for the supply and delivery of natural gas from alternative sources.

(2) Filed the agreement referenced in Paragraph (1) of this Subsection as an uncontested settlement with the Federal Energy Regulatory Commission and the Federal Energy Regulatory Commission has issued a final order approving such uncontested settlement without change and such settlement is no longer subject to appeal.

(3) Provided a copy of the uncontested settlement agreement and the final order of the Federal Energy Regulatory Commission, both referenced in Paragraph (2) of this Subsection, to the Louisiana Public Service Commission."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ponti, the amendments were adopted.

On motion of Rep. Ponti, the bill, as amended, was ordered passed to its third reading.

SENATE BILL NO. 538—

BY SENATORS JOHN SMITH, ALLAIN, BUFFINGTON, CLAITOR, DORSEY-COLOMB, ERDEY, GUILLORY, HEITMEIER, MILLS AND NEVERS

AN ACT

To enact Part III-B of Chapter 2 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:331, relative to the Military Airborne Hazards and Open Burn Pit Registry; to provide for the duties and powers of the secretary of the Department of Veterans Affairs; to provide terms, conditions and requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Arnold, the bill was ordered passed to its third reading.

SENATE BILL NO. 567— BY SENATOR GARY SMITH

AN ACT

To amend and reenact 47:1705(A), relative to information supplied to assessors and to the legislative auditor by tax recipient agencies; to provide relative to the deadline; to provide authorizing ordinances or resolutions and the tax rate to be applied to the assessed values for ad valorem tax purposes in the parish of St. Charles; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

House Bills and Joint Resolutions on Third Reading and Final Passage

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The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 70—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 46:1818, relative to the Crime Victims Reparations Act; to provide requirements for the annual report containing activities of the Crime Victims Reparations Board; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Greene sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed House Bill No. 70 by Representative Greene

AMENDMENT NO. 1

On page 1, line 13, after "and" and before "as" insert "to"

On motion of Rep. Greene, the amendments were adopted.

Rep. Greene moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lorusso
Abramson	Franklin	Mack
Adams	Gaines	Miller
Anders	Garofalo	Montoucet
Arnold	Geymann	Moreno
Badon	Greene	Morris, Jay
Barras	Guillory	Morris, Jim
Barrow	Harris	Norton
Berthelot	Harrison	Ortego
Billiot	Havard	Pierre
Bishop, S.	Hazel	Ponti
Bishop, W.	Henry	Pope
Broadwater	Hensgens	Price
Brossett	Hill	Pugh
Brown	Hodges	Pylant
Burford	Hoffmann	Reynolds
Burns, H.	Hollis	Robideaux
Burns, T.	Honore	Schexnayder
Burrell	Howard	Simon
Carmody	Hunter	Smith
Carter	Ivey	Stokes
Champagne	Jackson	Talbot
Chaney	James	Thibaut
Connick	Jefferson	Thierry
Cox	Johnson	Whitney
Cromer	Jones	Williams, A.
Danahay	Lambert	Williams, P.
Dixon	Landry, T.	Willmott
Dove	LeBas	Woodruff
Edwards	Leopold	
Fannin	Lopinto	

Total - 91

NAYS

Total - 0

ABSENT

Armes	Leger	Seabaugh
Gisclair	Pearson	Shadoin
Guinn	Richard	St. Germain
Huval	Ritchie	Thompson
Landry, N.	Schroder	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 703—

BY REPRESENTATIVE EDWARDS

AN ACT

To amend and reenact R.S. 17:3981(2), relative to the approval of proposed charter schools; to prohibit the State Board of Elementary and Secondary Education from authorizing a charter school if the proposed charter was previously denied or conditioned by the local school board and other specified conditions are met; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Edwards moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Guillory	Montoucet
Armes	Guinn	Morris, Jim
Barrow	Harrison	Norton
Berthelot	Havard	Ortego
Bishop, W.	Hill	Pearson
Brossett	Hoffmann	Pierre
Brown	Honore	Pope
Burford	Howard	Price
Burns, H.	Hunter	Reynolds
Burrell	Huval	Ritchie
Chaney	Jackson	Schexnayder
Cox	James	Shadoin
Cromer	Jefferson	Smith
Danahay	Johnson	Thierry
Dixon	Jones	Thompson
Edwards	Lambert	Williams, A.
Franklin	Landry, T.	Williams, P.
Gaines	LeBas	Willmott
Garofalo	Mack	
Geymann	Miller	
Total - 58		

NAYS

Mr. Speaker	Foil	Morris, Jay
Abramson	Greene	Ponti
Adams	Harris	Pugh
Badon	Hazel	Pylant
Barras	Henry	Robideaux
Billiot	Hensgens	Schroder
Bishop, S.	Hollis	Simon
Broadwater	Ivey	Stokes
Burns, T.	Landry, N.	Talbot
Carmody	Leger	Thibaut

Carter	Leopold	Whitney
Champagne	Lopinto	Woodruff
Connick	Lorusso	
Fannin	Moreno	
Total - 40		

ABSENT

Arnold	Hodges	St. Germain
Dove	Richard	
Gisclair	Seabaugh	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Edwards moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Consent to Correct a Vote Record

Rep. Carmody requested the House consent to record his vote on final passage of House Bill No. 703 as nay, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Huval requested the House consent to correct his vote on final passage of House Bill No. 703 from nay to yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Miller requested the House consent to record his vote on final passage of House Bill No. 703 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Schroder requested the House consent to record his vote on final passage of House Bill No. 703 as nay, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Shadoin requested the House consent to record his vote on final passage of House Bill No. 703 as yea, which consent was unanimously granted.

Suspension of the Rules

Rep. Fannin moved to suspend Rule 8.17 to consider House Bill Nos. 1 and 1026 on Thursday, May 8, 2014, at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 82—

BY SENATOR THOMPSON AND REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 49:191(7)(a) and to repeal R.S. 49:191(5)(c), relative to the Department of Agriculture and Forestry, including provisions to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Moreno
Adams	Greene	Morris, Jay
Anders	Guillory	Morris, Jim
Armes	Harris	Norton
Arnold	Harrison	Ortego
Badon	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Henry	Ponti
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Burrell	Jackson	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Champagne	Johnson	Simon
Chaney	Jones	Smith
Connick	Lambert	Stokes
Cox	Landry, N.	Talbot
Cromer	Landry, T.	Thibaut
Dixon	LeBas	Thierry
Edwards	Leger	Thompson
Fannin	Leopold	Whitney
Foil	Lopinto	Williams, A.
Franklin	Lorusso	Williams, P.
Gaines	Mack	Willmott
Garofalo	Miller	Woodruff
Geymann	Montoucet	
Total - 98		

NAYS

Total - 0

ABSENT

Abramson	Dove	St. Germain
Barras	Guinn	
Danahay	Hodges	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Anders moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 93—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:4303, relative to the sale of certain forest tree seedlings; to provide relative to retention of sale receipts; to provide relative to department nurseries; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Greene	Morris, Jim
Anders	Guillory	Norton
Arnold	Harris	Pearson
Barrow	Harrison	Pierre
Berthelot	Havard	Ponti
Billiot	Hazel	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh
Broadwater	Hodges	Reynolds
Brossett	Hoffmann	Richard
Brown	Hollis	Ritchie
Burford	Honore	Robideaux
Burns, H.	Howard	Schexnayder
Burns, T.	Huval	Schroder
Burrell	Ivey	Seabaugh
Carmody	James	Shadoin
Carter	Jefferson	Simon
Champagne	Johnson	Smith
Chaney	Jones	Stokes
Connick	Lambert	Thibaut
Cromer	Landry, N.	Thierry
Danahay	Landry, T.	Thompson
Dixon	LeBas	Whitney
Dove	Leger	Williams, A.
Edwards	Leopold	Williams, P.
Fannin	Lopinto	Willmott
Foil	Lorusso	Woodruff
Franklin	Mack	
Gaines	Miller	
Total - 91		

NAYS

Total - 0

ABSENT

Armes	Guinn	Ortego
Badon	Henry	Pylant
Barras	Hunter	St. Germain
Cox	Jackson	Talbot
Garofalo	Montoucet	
Total - 14		

The Chair declared the above bill was finally passed.

Rep. Anders moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 119— BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3103(A) and (B), 3105, and 3108(B), relative to the licensure and regulation of farm-raised exotic animals; to provide relative to licensees; to authorize the commissioner to adopt rules regarding fencing requirements; to provide for an increase in civil penalties; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Moreno
Abramson	Geymann	Morris, Jay
Adams	Gisclair	Morris, Jim
Anders	Greene	Norton
Arnold	Guillory	Ortego
Badon	Harris	Pearson
Barras	Harrison	Pierre
Barrow	Havard	Ponti
Berthelot	Hazel	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Reynolds
Broadwater	Hoffmann	Richard
Brossett	Hollis	Ritchie
Brown	Honore	Robideaux
Burford	Howard	Schexnayder
Burns, H.	Hunter	Schroder
Burns, T.	Huval	Seabaugh
Burrell	Ivey	Shadoin
Carmody	James	Simon
Carter	Jefferson	Smith
Champagne	Johnson	Stokes
Chaney	Jones	Talbot
Connick	Lambert	Thibaut
Cox	Landry, T.	Thierry
Cromer	LeBas	Thompson
Danahay	Leger	Whitney
Dixon	Lopinto	Williams, A.
Fannin	Lorusso	Williams, P.
Foil	Mack	Woodruff
Franklin	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Armes	Henry	Pylant
Dove	Jackson	St. Germain
Edwards	Landry, N.	Willmott
Garofalo	Leopold	
Guinn	Montoucet	
Total - 13		

The Chair declared the above bill was finally passed.

Rep. Anders moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 58— BY SENATOR ALARIO

AN ACT

To amend and reenact the heading of Subpart AA of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 and R.S. 47:120.91, relative to state individual income tax return checkoffs for certain donations; to change the Louisiana Chapter of the National Multiple Sclerosis Society to the National Multiple Sclerosis Society; and to provide for related matters.

Read by title.

Rep. Billiot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Greene	Morris, Jim
Anders	Guillory	Norton
Armes	Harrison	Ortego
Arnold	Havard	Pearson
Badon	Hazel	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pugh
Bishop, W.	Hollis	Reynolds
Broadwater	Honore	Richard
Brossett	Howard	Ritchie
Brown	Hunter	Robideaux
Burford	Huval	Schexnayder
Burns, H.	Ivey	Schroder
Burns, T.	James	Seabaugh
Burrell	Jefferson	Shadoin
Carmody	Johnson	Simon
Carter	Jones	Smith
Champagne	Lambert	Stokes
Chaney	Landry, N.	Thibaut
Cox	Landry, T.	Thierry
Cromer	LeBas	Thompson
Danahay	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	Woodruff
Garofalo	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Barras	Guinn	Pylant
Connick	Harris	St. Germain
Dixon	Henry	Talbot
Dove	Jackson	
Edwards	Montoucet	
Total - 13		

The Chair declared the above bill was finally passed.

Rep. Billiot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 265—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 51:705(G), relative to securities; to provide for notice requirement for the issuance of a security; to make technical changes; to provide for terms and conditions; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lorusso
Abramson	Gaines	Mack

Adams	Garofalo	Miller
Anders	Geymann	Moreno
Armes	Gisclair	Morris, Jay
Arnold	Greene	Morris, Jim
Badon	Guillory	Norton
Barrow	Harris	Ortego
Berthelot	Harrison	Pearson
Billiot	Havard	Pierre
Bishop, S.	Hazel	Ponti
Bishop, W.	Hensgens	Pope
Broadwater	Hill	Price
Brossett	Hodges	Pylant
Brown	Hoffmann	Reynolds
Burford	Hollis	Richard
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Schexnayder
Burrell	Hunter	Schroder
Carmody	Huval	Seabaugh
Carter	Ivey	Shadoin
Champagne	James	Smith
Chaney	Jefferson	Stokes
Connick	Johnson	Talbot
Cox	Jones	Thierry
Cromer	Lambert	Thompson
Danahay	Landry, N.	Whitney
Dixon	Landry, T.	Williams, A.
Edwards	LeBas	Williams, P.
Fannin	Leopold	Willmott
Foil	Lopinto	Woodruff
Total - 93		

NAYS

Total - 0

ABSENT

Barras	Jackson	Robideaux
Dove	Leger	Simon
Guinn	Montoucet	St. Germain
Henry	Pugh	Thibaut
Total - 12		

The Chair declared the above bill was finally passed.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Consent to Correct a Vote Record

Rep. Billiot requested the House consent to record his vote on final passage of Senate Bill No. 265 as yea, which consent was unanimously granted.

SENATE BILL NO. 287—

BY SENATOR MARTINY

AN ACT

To enact R.S. 49:191(7)(a) and to repeal R.S. 49:191(5)(b), relative to the Department of Public Service; to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Moreno
Anders	Gisclair	Morris, Jay
Arnold	Greene	Morris, Jim
Badon	Guillory	Norton
Barrow	Harris	Ortego
Berthelot	Harrison	Pearson
Billiot	Hazel	Ponti
Bishop, S.	Hensgens	Pope
Broadwater	Hill	Price
Brossett	Hodges	Pugh
Brown	Hoffmann	Reynolds
Burford	Hollis	Richard
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hunter	Schexnayder
Carmody	Huval	Schroder
Carter	Ivey	Seabaugh
Champagne	Jackson	Shadoin
Chaney	James	Smith
Connick	Jefferson	Stokes
Cox	Johnson	Talbot
Cromer	Jones	Thibaut
Danahay	Lambert	Thierry
Dixon	Landry, N.	Thompson
Edwards	Landry, T.	Whitney
Fannin	Leopold	Williams, A.
Foil	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	Woodruff
Total - 90		

NAYS

Total - 0

ABSENT

Adams	Guinn	Montoucet
Armes	Havard	Pierre
Barras	Henry	Pylant
Bishop, W.	LeBas	Simon
Dove	Leger	St. Germain
Total - 15		

The Chair declared the above bill was finally passed.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 288— BY SENATOR MARTINY

AN ACT

To enact R.S. 49:191(7)(a) and to repeal R.S. 49:191(5)(l), relative to certain agencies within the office of the governor, including provisions to provide for the re-creation of such agencies; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Miller
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Abramson	Garofalo	Moreno
Adams	Gisclair	Morris, Jay
Anders	Greene	Morris, Jim
Armes	Guillory	Norton
Arnold	Harris	Ortego
Badon	Harrison	Pearson
Barrow	Havard	Ponti
Berthelot	Hazel	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Broadwater	Hodges	Reynolds
Brossett	Hoffmann	Richard
Brown	Hollis	Ritchie
Burford	Honore	Robideaux
Burns, H.	Howard	Schexnayder
Burns, T.	Hunter	Schroder
Burrell	Huval	Seabaugh
Carmody	Ivey	Shadoin
Carter	James	Simon
Champagne	Jefferson	Smith
Chaney	Johnson	Stokes
Connick	Jones	Thibaut
Cox	Lambert	Thierry
Cromer	Landry, N.	Thompson
Danahay	Landry, T.	Whitney
Dixon	Leger	Williams, A.
Edwards	Leopold	Williams, P.
Fannin	Lopinto	Willmott
Foil	Lorusso	Woodruff
Franklin	Mack	
Total - 92		

NAYS

Total - 0

ABSENT

Barras	Henry	Pylant
Bishop, W.	Jackson	St. Germain
Dove	LeBas	Talbot
Geymann	Montoucet	
Guinn	Pierre	
Total - 13		

The Chair declared the above bill was finally passed.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 362— BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 6:1004(A) and 1004.1(B) and to enact R.S. 6:1004(E) and 1004.1(C), relative to currency exchange services; to provide for licensure; to provide for renewal; to provide for procedures, terms, and conditions; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Moreno
Adams	Gisclair	Morris, Jay
Anders	Greene	Morris, Jim

Armes	Guillory	Norton
Arnold	Harris	Ortego
Badon	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pugh
Broadwater	Hoffmann	Pylant
Brossett	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Ritchie
Burns, H.	Hunter	Robideaux
Burns, T.	Huval	Schexnayder
Burrell	Ivey	Schroder
Carmody	Jackson	Seabaugh
Carter	James	Shadoin
Champagne	Jefferson	Simon
Chaney	Johnson	Smith
Connick	Jones	Stokes
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	Woodruff
Total - 99		

NAYS

Total - 0

ABSENT

Barras	Guinn	Montoucet
Dove	Henry	St. Germain
Total - 6		

The Chair declared the above bill was finally passed.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 178—

BY SENATORS MORRISH, BROWN, JOHNS, LONG, PETERSON AND GARY SMITH

AN ACT

To enact Subpart J-1 of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.22:318, relative to health care sharing ministries; to provide for the definition of a health care sharing ministry; to provide with respect to required disclaimers; to provide for the exemption from provisions of the state insurance laws; and to provide for related matters.

Read by title.

Rep. Thibaut sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thibaut to Engrossed Senate Bill No. 178 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 22:318" delete the comma "," and insert "and 319,"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 22:318" delete the comma "," and insert "and 319,"

AMENDMENT NO. 3

On page 1, at the end of line 11, change "ministries" to "ministry; definition"

AMENDMENT NO. 4

On page 1, at the beginning of line 12, delete "A.(1)"

AMENDMENT NO. 5

On page 1, line 13, after "that" delete the remainder the line and insert the following:

"does each of the following:

(1) Limits its participants to"

AMENDMENT NO. 6

On page 1, line 14, after "and" delete "that"

AMENDMENT NO. 7

On page 2, delete line 1 in its entirety and insert the following:

"(2) Provides amounts that participants may contribute without assumption of risk"

AMENDMENT NO. 8

On page 2, at the beginning of line 3, delete "B. The ministry shall provide" and insert "(3) Provides"

AMENDMENT NO. 9

On page 2, delete line 7 in its entirety and insert the following:

"(4) Provides a written disclaimer on or with all applications"

AMENDMENT NO. 10

On page 2, between lines 15 and 16, insert the following:

"§319. Exemption from provisions of the Insurance Code"

AMENDMENT NO. 11

On page 2, at the beginning of line 16, delete "D." and at the end of the line, delete "other"

AMENDMENT NO. 12

On page 2, at the beginning of line 18, delete "designated therein." and insert "provided for in such provisions"

On motion of Rep. Thibaut, the amendments were adopted.

Rep. Thibaut moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker

Gaines

Lorusso

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Abramson	Geymann	Mack
Armes	Gisclair	Miller
Arnold	Greene	Moreno
Badon	Guillory	Morris, Jay
Barras	Guinn	Morris, Jim
Barrow	Harris	Ortego
Billiot	Harrison	Pearson
Bishop, S.	Havard	Pierre
Bishop, W.	Hazel	Pope
Broadwater	Hensgens	Price
Brossett	Hill	Pugh
Brown	Hodges	Reynolds
Burford	Hoffmann	Richard
Burns, H.	Hollis	Ritchie
Burns, T.	Honore	Robideaux
Burrell	Howard	Schroder
Carmody	Hunter	Seabaugh
Carter	Huval	Shadoin
Champagne	Ivey	Simon
Chaney	James	Smith
Connick	Jefferson	Stokes
Cox	Johnson	Thibaut
Cromer	Jones	Thierry
Danahay	Lambert	Thompson
Dixon	Landry, N.	Whitney
Edwards	Landry, T.	Williams, A.
Fannin	LeBas	Williams, P.
Foil	Leger	Willmott
Franklin	Lopinto	Woodruff
Total - 90		

NAYS

Total - 0

ABSENT

Adams	Henry	Ponti
Anders	Jackson	Pylant
Berthelot	Leopold	Schexnayder
Dove	Montoucet	St. Germain
Garofalo	Norton	Talbot
Total - 15		

The Chair declared the above bill was finally passed.

Rep. Thibaut moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 181— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:2314(C)(3), relative to the Louisiana Citizens Property Insurance Corporation policy take-out program; to provide with respect to ownership of a policy by a take-out company; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Mack
Abramson	Garofalo	Miller
Adams	Geymann	Moreno
Anders	Gisclair	Morris, Jay
Armes	Greene	Morris, Jim
Arnold	Guillory	Norton

Badon	Guinn	Ortego
Barras	Harris	Pearson
Barrow	Harrison	Pierre
Berthelot	Havard	Ponti
Billiot	Hazel	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Reynolds
Broadwater	Hoffmann	Richard
Brossett	Hollis	Ritchie
Brown	Honore	Robideaux
Burford	Howard	Schexnayder
Burns, H.	Hunter	Schroder
Burns, T.	Huval	Seabaugh
Burrell	Ivey	Shadoin
Carmody	Jackson	Smith
Carter	James	Stokes
Champagne	Jefferson	Talbot
Chaney	Johnson	Thibaut
Connick	Jones	Thierry
Cromer	Lambert	Thompson
Danahay	Landry, N.	Whitney
Dixon	Landry, T.	Williams, A.
Edwards	LeBas	Williams, P.
Fannin	Leger	Willmott
Foil	Lopinto	Woodruff
Franklin	Lorusso	

Total - 95

NAYS

Total - 0

ABSENT

Cox	Leopold	Simon
Dove	Montoucet	St. Germain
Henry	Pugh	
Hensgens	Pylant	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 243— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections; to extend the enforcement provisions of the unit to July 1, 2016; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Moreno
Adams	Gisclair	Morris, Jay
Armes	Greene	Morris, Jim
Arnold	Guillory	Norton
Badon	Harris	Ortego
Barras	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Hensgens	Pope

Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pylant
Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Honore	Ritchie
Burford	Howard	Robideaux
Burns, H.	Hunter	Schexnayder
Burns, T.	Huval	Schroder
Burrell	Ivey	Seabaugh
Carmody	Jackson	Shadoin
Carter	James	Smith
Champagne	Jefferson	Stokes
Chaney	Johnson	Talbot
Connick	Jones	Thibaut
Cox	Lambert	Thierry
Cromer	Landry, N.	Thompson
Danahay	Landry, T.	Whitney
Dixon	LeBas	Williams, A.
Edwards	Leger	Williams, P.
Fannin	Lopinto	Willmott
Foil	Lorusso	Woodruff
Gaines	Mack	
Total - 95		

NAYS

Total - 0

ABSENT

Anders	Henry	Simon
Dove	Leopold	St. Germain
Franklin	Montoucet	
Guinn	Pugh	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 247— BY SENATOR MORRISH

AN ACT

To enact R.S. 22:1923(2)(k),(l), and (m), relative to insurance fraud; to provide with respect to definitions of fraudulent acts; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Morris, Jay
Abramson	Greene	Morris, Jim
Adams	Guillory	Norton
Armes	Harris	Ortego
Arnold	Harrison	Pearson
Badon	Havard	Pierre
Barras	Hazel	Ponti
Barrow	Hensgens	Pope
Berthelot	Hill	Price
Billiot	Hodges	Pugh
Bishop, W.	Hoffmann	Pylant
Broadwater	Hollis	Reynolds
Brossett	Honore	Richard
Brown	Howard	Ritchie
Burford	Hunter	Robideaux

Burns, H.	Huval	Schexnayder
Burns, T.	Jackson	Schroder
Burrell	James	Shadoin
Carmody	Jefferson	Smith
Carter	Johnson	Stokes
Champagne	Jones	Talbot
Chaney	Lambert	Thibaut
Connick	Landry, N.	Thierry
Cox	Landry, T.	Thompson
Cromer	LeBas	Whitney
Dixon	Leger	Williams, A.
Edwards	Lopinto	Williams, P.
Fannin	Lorusso	Willmott
Foil	Mack	Woodruff
Gaines	Miller	
Geymann	Moreno	
Total - 91		

NAYS

Total - 0

ABSENT

Anders	Garofalo	Montoucet
Bishop, S.	Guinn	Seabaugh
Danahay	Henry	Simon
Dove	Ivey	St. Germain
Franklin	Leopold	
Total - 14		

The Chair declared the above bill was finally passed.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 254— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1542(20) and (21), 1547(A)(9), and 1551(C)(4), to enact R.S. 22:1542(22) and Part VIII-B of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1782.1 through 1782.3, and to repeal R.S. 22:992, relative to travel insurance; to provide with respect to definitions; to provide for the regulation of travel insurance producers; to provide with respect to the requirements for a travel retailer to offer travel insurance under a limited lines travel insurance producer business entity; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Miller
Abramson	Garofalo	Montoucet
Adams	Geymann	Moreno
Anders	Gisclair	Morris, Jay
Armes	Greene	Morris, Jim
Arnold	Guillory	Norton
Badon	Guinn	Ortego
Barras	Harris	Pearson
Barrow	Harrison	Pierre
Berthelot	Havard	Ponti
Billiot	Hazel	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh

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Broadwater	Hodges	Pylant
Brossett	Hoffmann	Reynolds
Brown	Hollis	Richard
Burford	Honore	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Hunter	Schexnayder
Burrell	Ivey	Schroder
Carmody	Jackson	Shadoin
Carter	James	Smith
Champagne	Jefferson	Stokes
Chaney	Johnson	Talbot
Connick	Jones	Thibaut
Cox	Lambert	Thierry
Cromer	Landry, N.	Thompson
Danahay	Landry, T.	Whitney
Dixon	LeBas	Williams, A.
Edwards	Leger	Williams, P.
Fannin	Lopinto	Willmott
Foil	Lorusso	Woodruff
Franklin	Mack	
Total - 98		

NAYS

Total - 0

ABSENT

Dove	Leopold	St. Germain
Henry	Seabaugh	
Huval	Simon	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 296— BY SENATOR MORRELL

AN ACT

To enact R.S. 15:622, relative to sexual assault collection kits; to require criminal justice agencies to conduct a physical inventory of such kits; to provide for definitions; to provide relative to the reporting of such inventory; and to provide for related matters.

Read by title.

Rep. Moreno moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Gisclair	Moreno
Adams	Greene	Morris, Jay
Anders	Guillory	Norton
Armes	Guinn	Ortego
Arnold	Harris	Pearson
Barras	Harrison	Pierre
Barrow	Havard	Ponti
Berthelot	Hazel	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Pylant
Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Honore	Ritchie
Burford	Howard	Robideaux
Burns, H.	Hunter	Schexnayder

Burns, T.	Huval	Schroder
Burrell	Ivey	Shadoin
Carmody	Jackson	Simon
Carter	James	Smith
Champagne	Jefferson	Stokes
Chaney	Johnson	Talbot
Connick	Jones	Thibaut
Cromer	Landry, N.	Thierry
Danahay	Landry, T.	Thompson
Dixon	LeBas	Whitney
Edwards	Leger	Williams, A.
Fannin	Lopinto	Williams, P.
Foil	Lorusso	Willmott
Franklin	Mack	Woodruff
Gaines	Miller	

Total - 95

NAYS

Total - 0

ABSENT

Badon	Henry	Seabaugh
Cox	Lambert	St. Germain
Dove	Leopold	
Garofalo	Morris, Jim	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Moreno moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 436— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1931.13, relative to the Sledge Jeansonne Louisiana Insurance Fraud Prevention Act; to change the sunset date of the Act; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Montoucet
Adams	Gisclair	Moreno
Anders	Greene	Morris, Jay
Armes	Guillory	Norton
Arnold	Harris	Ortego
Badon	Harrison	Pearson
Barras	Havard	Pierre
Barrow	Hazel	Ponti
Berthelot	Henry	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Pylant
Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Honore	Ritchie
Burford	Howard	Robideaux
Burns, H.	Hunter	Schexnayder
Burns, T.	Huval	Schroder
Burrell	Ivey	Shadoin
Carmody	Jackson	Simon
Carter	James	Smith

Champagne	Jefferson	Stokes
Chaney	Johnson	Talbot
Connick	Jones	Thibaut
Cromer	Lambert	Thierry
Danahay	Landry, N.	Thompson
Dixon	Landry, T.	Whitney
Edwards	LeBas	Williams, A.
Fannin	Leger	Williams, P.
Foil	Lopinto	Willmott
Franklin	Lorusso	Woodruff
Gaines	Mack	
Total - 98		

NAYS

Total - 0

ABSENT

Cox	Leopold	St. Germain
Dove	Morris, Jim	
Guinn	Seabaugh	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 542—
BY SENATOR MORRELL

AN ACT

To enact R.S. 27:15(H), relative to the Gaming Control Board; to require an annual report on impact of technology; and to provide for related matters.

Read by title.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Miller
Abramson	Gisclair	Montoucet
Adams	Greene	Moreno
Anders	Guillory	Morris, Jay
Armes	Guinn	Norton
Arnold	Harris	Ortego
Badon	Harrison	Pearson
Barras	Havard	Pierre
Barrow	Hazel	Ponti
Berthelot	Henry	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Pylant
Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Honore	Ritchie
Burford	Howard	Robideaux
Burns, H.	Hunter	Schexnayder
Burns, T.	Huval	Schroder
Burrell	Ivey	Shadoin
Carmody	Jackson	Smith
Carter	James	Stokes
Champagne	Jefferson	Talbot
Chaney	Johnson	Thibaut
Connick	Jones	Thierry
Cromer	Lambert	Thompson
Danahay	Landry, N.	Whitney

Dixon	Landry, T.	Williams, A.
Edwards	LeBas	Williams, P.
Fannin	Leger	Willmott
Foil	Lopinto	Woodruff
Franklin	Lorusso	
Gaines	Mack	
Total - 97		

NAYS

Total - 0

ABSENT

Cox	Leopold	Simon
Dove	Morris, Jim	St. Germain
Garofalo	Seabaugh	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Lopinto moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 51—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 51:1304(C)(4), 1305(A), the introductory paragraph of 1305(B), 1305(C), and 1309(B), and to repeal R.S. 51:1302(7), relative to the Louisiana Tax Free Shopping Program; to remove the authority of the program to charge participating retailers a membership fee; and to provide for related matters.

Read by title.

Rep. Stokes moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Montoucet
Abramson	Geymann	Moreno
Adams	Gisclair	Morris, Jay
Anders	Greene	Morris, Jim
Armes	Guillory	Norton
Arnold	Harris	Ortego
Badon	Harrison	Ponti
Barras	Havard	Pope
Barrow	Hazel	Price
Berthelot	Henry	Pugh
Billiot	Hensgens	Pylant
Bishop, S.	Hill	Reynolds
Bishop, W.	Hodges	Richard
Broadwater	Hoffmann	Ritchie
Brossett	Hollis	Robideaux
Brown	Honore	Schexnayder
Burford	Howard	Schroder
Burns, H.	Hunter	Seabaugh
Burns, T.	Huval	Shadoin
Burrell	Ivey	Simon
Carmody	James	Smith
Carter	Jefferson	Stokes
Champagne	Johnson	Talbot
Chaney	Jones	Thibaut
Connick	Lambert	Thierry
Cox	Landry, N.	Thompson
Cromer	Landry, T.	Whitney
Danahay	LeBas	Williams, A.
Dixon	Leger	Williams, P.

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Edwards
Fannin
Foil
Franklin
Total - 97

Lopinto
Lorusso
Mack
Miller

Willmott
Woodruff

NAYS

Total - 0

ABSENT

Dove
Garofalo
Guinn
Total - 8

Jackson
Leopold
Pearson

Pierre
St. Germain

The Chair declared the above bill was finally passed.

Rep. Stokes moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 139— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:1252(71) and 1270.1(1)(k) and to enact R.S. 32:1252(72) and 1270(G), relative to marine products; to provide for definitions; to provide relative to unauthorized acts; to provide for exemptions; to provide for certain terms and conditions; and to provide for related matters.

Read by title.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Adams
Anders
Armes
Arnold
Badon
Barras
Barrow
Berthelot
Billiot
Bishop, S.
Broadwater
Brossett
Brown
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chaney
Connick
Cox
Cromer
Danahay
Dixon
Edwards
Fannin
Foil
Franklin

Gaines
Geymann
Gisclair
Greene
Guillory
Guinn
Harris
Harrison
Harvard
Henry
Hensgens
Hill
Hodges
Hoffmann
Hollis
Honore
Howard
Hunter
Huval
Ivey
Jackson
James
Jefferson
Johnson
Jones
Lambert
Landry, N.
Landry, T.
LeBas
Leger
Lopinto
Lorusso

Mack
Miller
Montoucet
Moreno
Morris, Jay
Morris, Jim
Norton
Pearson
Pierre
Ponti
Pope
Price
Pugh
Pylant
Reynolds
Richard
Ritchie
Robideaux
Schexnayder
Schroder
Simon
Smith
Stokes
Talbot
Thibaut
Thierry
Thompson
Whitney
Williams, A.
Williams, P.
Willmott
Woodruff

Total - 96

NAYS

Total - 0

ABSENT

Bishop, W.
Dove
Garofalo
Total - 9

Hazel
Leopold
Ortego

Seabaugh
Shadoin
St. Germain

The Chair declared the above bill was finally passed.

Rep. Lopinto moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 384— BY SENATOR LAFLEUR

AN ACT

To enact R.S. 39:1438, relative to Louisiana municipal securities; to require that municipal securities of public entities comply with the continuing disclosure rules of the United States Securities and Exchange Commission; to provide definitions; to provide for recordkeeping and audit procedures associated with continuing disclosure; and to provide for related matters.

Read by title.

Motion

On motion of Rep. LeBas, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. LeBas gave notice of his intention to call Senate Bill No. 384 from the calendar on Wednesday, May 7, 2014.

Suspension of the Rules

On motion of Rep. Honore, the rules were suspended in order to take up and consider House Concurrent Resolutions Returned from the Senate with Amendments at this time.

House Concurrent Resolutions Returned from the Senate with Amendments

The following House Concurrent Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Honore gave notice of his intention to call House Concurrent Resolution No. 103 from the calendar on Wednesday, May 7, 2014.

Suspension of the Rules

On motion of Rep. Abramson, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 30, 2014

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 64 and 107

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 30, 2014

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 13
Returned without amendments

House Concurrent Resolution No. 26
Returned without amendments

House Concurrent Resolution No. 102
Returned without amendments

House Concurrent Resolution No. 115
Returned without amendments

House Concurrent Resolution No. 117
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 30, 2014

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 94 and 108

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Speaker Pro Tempore Leger in the Chair

**Senate Concurrent Resolutions
Lying Over**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR ADLEY AND REPRESENTATIVE HENRY BURNS
A CONCURRENT RESOLUTION

To commend and congratulate Madison Waldron on being selected as one of two youth volunteers in Louisiana to receive the 2014 nineteenth annual Prudential Spirit of Community Awards program in recognition of her outstanding record of volunteer service from The National Association of Secondary School Principals and Prudential Financial.

Read by title.

On motion of Rep. Henry Burns, and under a suspension of the rules, the resolution was concurred in.

Suspension of the Rules

On motion of Rep. Foil, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

**Petitions, Memorials, and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

SENATE BILLS

April 30, 2014

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 110, 191, 280, 321, and 358

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 110—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1508(B)(11) and to enact R.S. 47:1508(B)(35), relative to the Department of Revenue; to provide for an exception to the duty of the secretary of the department to keep certain tax records confidential; to authorize the sharing or furnishing of certain information to the office of alcohol and tobacco control and other entities; and to provide for related matters.

Read by title.

SENATE BILL NO. 191—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:2928(B), relative to the school and district accountability system; to require that International Baccalaureate, Advanced Placement, and dual enrollment courses be given equal status and recognition for purposes of determining school performance scores and letter grades; and to provide for related matters.

Read by title.

SENATE BILL NO. 280—

BY SENATORS BROWN AND GARY SMITH

AN ACT

To amend and reenact R.S. 34:2473(E), relative to ports; to authorize the Port of South Louisiana to enter lease agreements for not more than eighty years; and to provide for related matters.

Read by title.

SENATE BILL NO. 321—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 39:128(B)(1) and (4)(b) and to enact R.S. 39:1367(E)(2)(b)(vi), relative to capital outlay; to provide an exemption from the capital outlay procedure and capital outlay bill for certain university and higher education projects of less than or equal to one million dollars; to authorize the incurrence of short term loans not to exceed one year for such projects; to provide that such loans shall not constitute or create a debt of the state; to provide that such loans shall not be included in the definition of net state tax supported debt; and to provide for related matters.

Read by title.

SENATE BILL NO. 358—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:3139.5(5)(c)(i), relative to the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide relative to certain public postsecondary education institutions' authority to participate in a pilot procurement code; to provide for participation by all institutions under the same postsecondary education management board; to provide for the approval of the division of administration and the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Burrell, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 109—

BY REPRESENTATIVES BURRELL, WESLEY BISHOP, DIXON, JEFFERSON, AND PIERRE

A RESOLUTION

To express condolences upon the death of Dr. Isaac Greggs, long-time band director at Southern University in Baton Rouge.

Read by title.

On motion of Rep. Burrell, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVES SHADOIN AND JEFFERSON AND SENATOR GALLOT

A CONCURRENT RESOLUTION

To commend Ruston Florist and Boutique upon being named Business of the Year by the Ruston-Lincoln Chamber of Commerce.

Read by title.

On motion of Rep. Shadoin, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVES KATRINA JACKSON, BADON, BARROW, WESLEY BISHOP, BROSSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HONORE, HUNTER, JAMES, JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WOODRUFF AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER

A CONCURRENT RESOLUTION

To express condolences upon the death of Dr. Isaac Greggs, long-time band director at Southern University in Baton Rouge.

Read by title.

On motion of Rep. Jackson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE COX

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to pass the Diabetic Testing Supply Access Act.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Education

April 30, 2014

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 29, 2014, I am directed by your Committee on Education to submit the following report:

House Concurrent Resolution No. 21, by Dixon

Reported favorably. (12-0)

House Bill No. 178, by Dixon
Reported favorably. (13-0)

House Bill No. 179, by Dixon
Reported with amendments. (12-0)

House Bill No. 407, by Carter
Reported with amendments. (15-0)

House Bill No. 953, by Leger
Reported with amendments. (10-6)

House Bill No. 993, by Schroder
Reported with amendments. (16-0)

House Bill No. 1015, by Schroder
Reported with amendments. (10-4)

House Bill No. 1243, by Hodges
Reported by substitute. (12-0)

House Bill No. 1253, by Landry, Nancy
Reported favorably. (12-2)

STEPHEN F. CARTER
Chairman

Report of the Committee on
Judiciary

April 30, 2014

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Judiciary to submit the following report:

House Bill No. 1101, by Broadwater
Reported favorably. (11-0)

House Bill No. 1181, by Shadoin
Reported favorably. (12-0)

Senate Bill No. 37, by Cortez
Reported favorably. (13-0)

Senate Bill No. 38, by Morrish
Reported with amendments. (10-0)

Senate Bill No. 45, by Murray
Reported favorably. (10-0)

Senate Bill No. 48, by Smith, John
Reported favorably. (13-0)

Senate Bill No. 49, by Amedee
Reported favorably. (13-0)

Senate Bill No. 52, by Smith, John
Reported favorably. (13-0)

Senate Bill No. 111, by Martiny
Reported with amendments. (12-0)

Senate Bill No. 142, by Dorsey-Colomb
Reported favorably. (12-0)

Senate Bill No. 216, by Murray (Joint Resolution)
Reported favorably. (12-0)

Senate Bill No. 217, by Murray
Reported favorably. (12-0)

Senate Bill No. 228, by Appel
Reported favorably. (10-0)

Senate Bill No. 232, by Mills
Reported favorably. (12-0)

Senate Bill No. 234, by Smith, John
Reported favorably. (12-0)

Senate Bill No. 240, by Nevers
Reported favorably. (12-0)

Senate Bill No. 242, by Morrell
Reported favorably. (13-0)

Senate Bill No. 253, by Morrish
Reported favorably. (10-0)

Senate Bill No. 331, by Morrish
Reported favorably. (10-0)

Senate Bill No. 361, by Riser
Reported favorably. (11-0)

Senate Bill No. 398, by Mills
Reported favorably. (11-0)

Senate Bill No. 532, by Guillory, E
Reported favorably. (12-0)

Senate Bill No. 560, by Gallot
Reported favorably. (11-0)

Senate Bill No. 580, by Murray
Reported favorably. (10-0)

Senate Bill No. 606, by Martiny
Reported favorably. (10-0)

Senate Bill No. 675, by Riser
Reported favorably. (11-0)

JEFFERY "JEFF" ARNOLD
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 216 and Senate Bill No. 532, were referred to the Legislative Bureau.

Report of the Committee on
Labor and Industrial Relations

April 30, 2014

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 1069, by Broadwater
Reported favorably. (10-6)

HERBERT B. DIXON
Chairman

Report of the Committee on
Municipal, Parochial and Cultural Affairs

April 30, 2014

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To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 1083, by Brossett
Reported with amendments. (7-6)

Senate Bill No. 97, by Nevers
Reported favorably. (12-0)

Senate Bill No. 152, by Smith, John
Reported favorably. (9-0)

Senate Bill No. 206, by Smith, John
Reported favorably. (12-0)

Senate Bill No. 262, by Nevers
Reported favorably. (11-0)

Senate Bill No. 442, by Martiny
Reported favorably. (11-0)

Senate Bill No. 572, by Murray
Reported favorably. (12-0)

Senate Bill No. 590, by Morrell
Reported favorably. (12-0)

Senate Bill No. 617, by Amedee
Reported with amendments. (11-0)

Senate Bill No. 624, by Kostelka
Reported with amendments. (10-0)

Senate Bill No. 630, by Martiny
Reported favorably. (11-0)

AUSTIN J. BADON, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Arnold, the rules were suspended in order to take up House Bills contained in the committee reports, except House Bill No. 1243, at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 178—

BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 17:81(T)(3) and (4), relative to instruction in public schools regarding dating violence; to require school governing authorities to provide instruction to certain school employees and information to the parents of certain students regarding dating violence; to require the inclusion of information on dating violence in student codes of conduct; to require school boards to collect data and local superintendents to provide reports relative to dating violence; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Carter, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 179—

BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 17:444(B)(4)(d), relative to employment contracts for school employees who are promoted or employed in a position of higher salary; to provide for the superintendent to disclose the terms of such contracts to the board; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 179 by Representative Dixon

AMENDMENT NO. 1

On page 1, delete lines 4 through 6 and insert "superintendent to disclose the terms of such contracts to the board; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 15 through 20 and on page 2, delete lines 1 through 18 and insert the following:

"(d) Prior to the board's approval of any initial or subsequent contract of employment pursuant to the provisions of this Section, the superintendent shall disclose all terms of such a contract to the board."

On motion of Rep. Carter, the amendments were adopted.

On motion of Rep. Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 407—

BY REPRESENTATIVES CARTER AND SMITH

AN ACT

To amend and reenact R.S. 17:221(B), relative to school attendance; to provide relative to eligibility criteria for admission or readmission to a public school; to prohibit city, parish, and other local public school boards from denying admission or readmission based on certain characteristics; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 407 by Representative Carter

AMENDMENT NO. 1

On page 1, line 18, between "Is" and "years" change "twenty" to "nineteen"

AMENDMENT NO. 2

On page 1, at the end of line 19, delete the period "." and insert "or is twenty years of age on September thirtieth of the calendar year in which the school year begins and has sufficient course credits that he will be able to graduate within one school year of admission or readmission."

AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"(5) The admission or readmission of a person with an exceptionality is subject to federal and state law governing the age of eligibility for services for students with exceptionalities."

On motion of Rep. Carter, the amendments were adopted.

On motion of Rep. Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 953—

BY REPRESENTATIVES LEGER AND SMITH
AN ACT

To amend and reenact R.S. 17:24.4(A)(4) and (F)(1) and to enact R.S. 17:24.4(F)(2), relative to statewide content standards and assessments for required subjects; to provide relative to the definition and establishment of such standards; to provide for the collection and sharing of student assessment results and information by the State Board of Elementary and Secondary Education; to provide for the use of such results and information for specified purposes including for purposes of distributing school and district letter grades; to provide for the promulgation of rules by the State Board of Elementary and Secondary Education relative to measuring student growth; to require the State Board of Elementary and Secondary Education to establish an academic support plan and determine interventions for certain failing public schools; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 953 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:24.4(A)(4) and" change "(E)," to "(F)(1) and to enact R.S. 17:24.4(F)(2)."

AMENDMENT NO. 2

On page 1, line 2, after "standards" and before "for" insert "and assessments"

AMENDMENT NO. 3

On page 1, line 4, after "standards;" delete the remainder of the line and delete lines 5 and 6 in their entirety and insert the following:

"to provide for the collection and sharing of student assessment results and information by the State Board of Elementary and Secondary Education; to provide for the use of such results and information for specified purposes including for purposes of distributing school and district letter grades; to provide for the promulgation of rules by the State Board of Elementary and Secondary Education relative to measuring student growth; to require

the State Board of Elementary and Secondary Education to establish an academic support plan and determine interventions for certain failing public schools; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line 8, after "R.S. 17:24.4(A)(4) and" and before "are" change "(E)" to "(F)(1)"

AMENDMENT NO. 5

On page 1, line 8, between "reenacted" and "to read" insert "and R.S. 17:24.4(F)(2) is hereby enacted"

AMENDMENT NO. 6

On page 2, delete lines 6 through 18 in their entirety and insert the following:

"F.(1)(a) The Department of Education shall ~~begin implementation of~~ implement a Louisiana Educational Assessment Program with the approval of the State Board of Elementary and Secondary Education.

(b) Developmental readiness student screening for placement and ~~for~~ planning instruction shall occur upon initial school entry into kindergarten.

(c) Standards-based assessments in English language arts, mathematics, science, and social studies based on state content standards and rigorous student achievement standards set with reference to test scores of students of the same grade level nationally shall be implemented by the State Board of Elementary and Secondary Education. ~~Such tests and~~ shall be administered, at a minimum, in grades three through eleven.

(d) Beginning with the 2014-2015 school year, standards-based assessments implemented by the State Board of Elementary and Secondary Education in English language arts and mathematics shall be based on nationally recognized content standards that represent the knowledge and skills needed for students to successfully transition to postsecondary education and the workplace and shall allow for comparison of student achievement with students in other states.

(e) Rigorous student achievement standards shall be set with reference to test scores of the same grade levels nationally.

~~(f)~~ (f) The rigor of each standards-based assessment, at a minimum, shall be comparable to national achievement tests, including but not limited to the National Assessment of Education Progress.

~~(g)~~ (g) The State Board of Elementary and Secondary Education, upon initial implementation of the tests provided for in this Subsection, shall establish by rule adopted in accordance with the Administrative Procedure Act the adequate test score to determine successful performance of the student on each test provided for by this Subsection."

(2)(a) The state board shall collect statewide results from the assessments administered to students in the 2014-2015 and 2015-2016 school years in order to define the basis for student achievement expectations to be used in the school and district accountability system pursuant to R.S. 17:10.1.

(b) The state board shall comply with federal and state law in reporting student results from such assessments in 2015 and 2016. In 2016, the state board shall provide aggregate results from such assessments to an appropriately qualified faculty member at a Louisiana postsecondary education institution who shall analyze

student performance and advise the board on the basis for achievement expectations.

(c) For the 2014-2015 and 2015-2016 school years:

(i) The state board shall use the statewide results from the assessments administered in 2014-2015 and 2015-2016 as the basis for a distribution of school and district letter grades that shall not vary from the distribution of letter grades resulting from the 2012-2013 assessment results unless schools or districts improve in their performance such that the overall distribution of letter grades is better than the 2012-2013 distribution.

(ii) After assigning letter grades, the state board shall establish an academic support plan for each public school that concludes its third consecutive year of academic failure and shall require a change in school governance only after such a plan has been implemented in the school for at least one year.

(iii) The state board shall not use the results of such assessments to require the use of value-added data in the evaluation of educators. The state board may promulgate rules in accordance with the Administrative Procedure Act to ensure that local public school systems have an accurate basis for measuring student growth in the absence of such data.

(d) Beginning with the 2016-2017 school year and continuing thereafter, the state board shall use the results of the assessments implemented pursuant to Subparagraph (1)(d) of this Subsection as the basis for student achievement expectations in the school and district accountability system and in value-added analysis.

(e) The state board shall use such assessments based on nationally competitive standards to establish a statewide performance goal to be reached by 2025 and shall use such a goal as the basis for school and performance expectations.

* * *

On motion of Rep. Carter, the amendments were adopted.

On motion of Rep. Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 993—

BY REPRESENTATIVE SCHRODER AND SENATOR CLAITOR
AN ACT

To amend and reenact R.S. 17:183.2(B)(1) and (C), 183.3(B)(3) and (D)(1)(a) and (b)(i) and (ii), and 2925(A)(2) and to enact R.S. 17:183.3(D)(1)(b)(iii)(dd) and (E), relative to high school career options for students with exceptionalities; to provide relative to requirements for Individual Graduation Plans, pupil progression, and graduation; to provide with respect to criteria for pursuing a career major curriculum; to provide for the issuance of a high school diploma; to provide for the calculation of school performance scores with respect to certain students with exceptionalities; to require the state Department of Education to track the performance of students with exceptionalities and to develop and implement a monitoring and corrective action system for school systems with high rates of students with exceptionalities performing below expected levels; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 993 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 7, after "diploma;" and before "and to" insert "to provide for the calculation of school performance scores with respect to certain students with exceptionalities; to require the state Department of Education to track the performance of students with exceptionalities and to develop and implement a monitoring and corrective action system for school systems with high rates of students with exceptionalities performing below expected levels;"

AMENDMENT NO. 2

On page 1, line 16, after "17:1942(B)," and before "the" insert "except a gifted or talented student."

AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"(c)(i) The calculation of school performance scores pursuant to the school and district accountability system shall include the percentage of students with exceptionalities whose Individualized Education Program teams determine are not required to meet the state-established benchmarks on the required state assessments for grade promotion compared to the total student population. The calculation shall provide for the assignment of points for every student who achieves his Individualized Education Program goals and objectives necessary for grade promotion and graduation.

(ii) A diploma issued to a student with exceptionalities based on achieving his Individualized Education Program goals and objectives shall count equally and be assigned the same number of points in the school performance score calculation for high schools as are assigned for a student with a regular diploma.

(d)(i) A student with an exceptionality who is on grade level and has met state-established performance standards on the required state assessments shall have promotion and graduation requirements that maintain his performance on grade level expectations as demonstrated by performance on the required state assessments. However, under extenuating circumstances, a student's Individualized Education Program team may determine that a student who has previously met state-established benchmarks on the required state assessments shall not be required to meet state-established performance levels as conditions for promotion or graduation. If an Individualized Education Program team determines that state-established requirements for academic proficiency on the required state assessments are no longer a condition for promotion or graduation for a student, the team shall:

(aa) Determine appropriate individualized assessments to measure student proficiency on academic competencies and establish minimum score requirements.

(bb) Provide the student and his parent or legal guardian with information related to how requirements that vary from standard expectations may impact future educational and career options.

(cc) Provide reasons for the extenuating circumstances as to why the student is not required to meet state-established benchmarks on the required state assessments. Extenuating circumstances shall include but are not limited to significant mental or medical changes, regressive conditions, and family structure.

(ii) The state Department of Education, to the extent possible, shall track the performance of students with exceptionalities across school systems and, in collaboration with the Special Education Advisory Panel, establish indicators to identify school systems with

disproportionately high rates of students with exceptionalities performing below expected levels and declines in performance across subgroups of students with exceptionalities. The department, to the extent possible, shall develop and implement a monitoring and corrective action system to address school systems identified as having high rates of students with exceptionalities performing below expected levels.

(iii) Students with exceptionalities shall be afforded the same opportunities to pursue a high school diploma and to exit with all course credits, honors, and financial awards as other students. A student with exceptionalities is not guaranteed a diploma and shall meet either the standard requirements or those established by his Individualized Education Program team to be awarded a diploma."

AMENDMENT NO. 4

On page 4, line 7, after "R.S. 17:1942(B)," and before "to" insert "except a gifted or talented student."

AMENDMENT NO. 5

On page 4, line 10, after "R.S. 17:1942(B)," and before "who" insert "except a gifted or talented student."

AMENDMENT NO. 6

On page 5, line 15, after "R.S. 17:1942(B)," and before "the" insert "except a gifted or talented student."

On motion of Rep. Carter, the amendments were adopted.

On motion of Rep. Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1015—

BY REPRESENTATIVE SCHRODER AND SENATOR CLAITOR
AN ACT

To amend and reenact R.S. 17:24.4(H) and to enact R.S. 17:24.4(K), relative to students with exceptionalities; to provide for a student's Individualized Education Program team to determine promotion to the next grade under certain circumstances as it relates to the student's achievement level on required state assessments; to provide for certain actions to be taken by the Individualized Education Program team under certain circumstances; to provide for rules of the State Board of Elementary and Secondary Education; to provide for the calculation of school performance scores with respect to certain students with exceptionalities; to require the state Department of Education to track the performance of students with exceptionalities and to develop and implement a monitoring and corrective action system for school systems with high rates of students with exceptionalities performing below expected levels; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 1015 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 8, after "Education;" delete the remainder of the line and delete line 9 in its entirety and insert "to provide for the calculation of school performance scores with respect to certain students with exceptionalities; to require the state Department of

Education to track the performance of students with exceptionalities and to develop and implement a monitoring and corrective action system for school systems with high rates of students with exceptionalities performing below expected levels; and"

AMENDMENT NO. 2

On page 1, at the beginning of line 18, change "(H)" to "(H)(1)"

AMENDMENT NO. 3

On page 2, line 4, after "R.S. 17:1942(B)," and before "who" insert "except a gifted or talented student."

AMENDMENT NO. 4

On page 2, at the beginning of line 14, change "(1)" to "(a)"

AMENDMENT NO. 5

On page 2, at the beginning of line 15, change "(2)" to "(b)"

AMENDMENT NO. 6

On page 2, at the beginning of line 17, change "(3)" to "(c)"

AMENDMENT NO. 7

On page 2, at the beginning of line 18, change "(4)" to "(d)"

AMENDMENT NO. 8

On page 2, at the beginning of line 22, change "(5)" to "(e)"

AMENDMENT NO. 9

On page 2, between lines 24 and 25, insert the following:

"(2)(a) A student with an exceptionality who is on grade level and has met state-established performance standards on the required state assessments shall have promotion and graduation requirements that maintain his performance on grade level expectations as demonstrated by performance on the required state assessments. However, under extenuating circumstances, a student's Individualized Education Program team may determine that a student who has previously met state-established benchmarks on the required state assessments shall not be required to meet state-established performance levels as conditions for promotion or graduation. If an Individualized Education Program team determines that state-established requirements for academic proficiency on the required state assessments are no longer a condition for promotion or graduation for a student, the team shall:

(i) Determine appropriate individualized assessments to measure student proficiency on academic competencies and establish minimum score requirements.

(ii) Provide the student and his parent or legal guardian with information related to how requirements that vary from standard expectations may impact future educational and career options.

(iii) Provide reasons for the extenuating circumstances as to why the student is not required to meet state-established benchmarks on the required state assessments. Extenuating circumstances shall include but are not limited to significant mental or medical changes, regressive conditions, and family structure.

(b) The state Department of Education, to the extent possible, shall track the performance of students with exceptionalities across school systems and, in collaboration with the Special Education Advisory Panel, establish indicators to identify school systems with disproportionately high rates of students with exceptionalities

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performing below expected levels and declines in performance across subgroups of students with exceptionalities. The department, to the extent possible, shall develop and implement a monitoring and corrective action system to address school systems identified as having high rates of students with exceptionalities performing below expected levels.

(c) Students with exceptionalities shall be afforded the same opportunities to pursue a high school diploma and to exit with all course credits, honors, and financial awards as other students. A student with exceptionalities is not guaranteed a diploma and shall meet either the standard requirements or those established by his Individualized Education Program team to be awarded a diploma."

AMENDMENT NO. 10

On page 2, delete lines 26 through 29, and on page 3, delete lines 1 through 3, and insert the following:

"K. The calculation of school performance scores pursuant to the school and district accountability system shall include the percentage of students with exceptionalities whose Individualized Education Program teams determine are not required to meet the state-established benchmarks on the required state assessments for grade promotion compared to the total student population. The calculation shall provide for the assignment of points for every student who achieves his Individualized Education Program goals and objectives necessary for grade promotion and graduation."

On motion of Rep. Carter, the amendments were adopted.

On motion of Rep. Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1069—

BY REPRESENTATIVES BROADWATER AND HENRY
AN ACT

To amend and reenact R.S. 23:1021(13)(e) through (g) and to enact R.S. 23:1021(13)(h), relative to workers' compensation; to provide with respect to average weekly wage; to provide for the calculation of average weekly wage for employees with variable wage employment contracts; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

On motion of Rep. Dixon, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1083—

BY REPRESENTATIVE BROSETT
AN ACT

To enact R.S. 47:338.212, relative to the city of New Orleans; to authorize the governing authority of the city to levy an additional hotel occupancy tax; to provide for the use of tax proceeds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1083 by Representative Brossett

AMENDMENT NO. 1

Change lead author from Representative Brossett to Representative Badon

On motion of Rep. Badon, the amendments were adopted.

On motion of Rep. Badon, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1101—

BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 37:2557(B), relative to the Board of Examiners of Certified Shorthand Reporters; to require the board to provide notice of an investigation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1181—

BY REPRESENTATIVES SHADON AND DIXON
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to courts of limited jurisdiction; to provide for the jurisdictional amount in dispute in certain city courts; to provide for the jurisdictional amount in dispute in the city courts of Alexandria, Pineville, Slidell, and Ruston; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 1253—

BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact R.S. 17:500.2(E)(2)(a), (b), and (c), 1202(E)(2)(a), (b), and (c), and 1206.2(E)(2)(a), (b), and (c), relative to powers of local public school boards and local superintendents of schools; to provide relative to requirements for extension of sick leave for school bus drivers, teachers, and school employees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Carter, the bill was ordered engrossed and passed to its third reading.

Privileged Report of the Legislative Bureau

April 30, 2014

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 55
Reported without amendments.

Senate Bill No. 57
Reported without amendments.

Senate Bill No. 87
Reported without amendments.

Senate Bill No. 103
Reported without amendments.

Senate Bill No. 141
Reported without amendments.

Senate Bill No. 148
Reported without amendments.

Senate Bill No. 154
Reported without amendments.

Senate Bill No. 169
Reported with amendments.

Senate Bill No. 170
Reported without amendments.

Senate Bill No. 187
Reported without amendments.

Senate Bill No. 212
Reported without amendments.

Senate Bill No. 239
Reported without amendments.

Senate Bill No. 246
Reported without amendments.

Senate Bill No. 251
Reported without amendments.

Senate Bill No. 252
Reported without amendments.

Senate Bill No. 276
Reported without amendments.

Senate Bill No. 277
Reported with amendments.

Senate Bill No. 293
Reported without amendments.

Senate Bill No. 305
Reported with amendments.

Senate Bill No. 313
Reported without amendments.

Senate Bill No. 369
Reported without amendments.

Senate Bill No. 410
Reported without amendments.

Senate Bill No. 422
Reported with amendments.

Senate Bill No. 430
Reported with amendments.

Senate Bill No. 462
Reported without amendments.

Senate Bill No. 472
Reported without amendments.

Senate Bill No. 473
Reported without amendments.

Senate Bill No. 523
Reported with amendments.

Senate Bill No. 537
Reported without amendments.

Senate Bill No. 545
Reported without amendments.

Senate Bill No. 557
Reported without amendments.

Senate Bill No. 618
Reported without amendments.

Senate Bill No. 662
Reported without amendments.

Respectfully submitted,

REGINA BARROW
Chairman

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended to permit the Committee on Appropriations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1241

Suspension of the Rules

On motion of Rep. Carter, the rules were suspended to permit the Committee on Education to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 995

Suspension of the Rules

On motion of Rep. Abramson, the rules were suspended to permit the Committee on Civil Law and Procedure to meet at 9:30 A.M. on Monday, May 5, 2014, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 373

Senate Bill No. 633

Leave of Absence

Rep. St. Germain - 1 day

Adjournment

On motion of Rep. Brossett, at 4:17 P.M., the House agreed to adjourn until Monday, May 5, 2014, at 2:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Monday, May 5, 2014.

ALFRED W. SPEER
Clerk of the House

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Committee Meeting Notices

The following committees posted notices as follows:

Committee on Appropriations

Will meet at: 9:00 a.m. Date: Monday, May 5, 2014

Location: Committee Room 5

- HB 37 PEARSON RETIREMENT/TEACHERS** Requires application of certain amounts of minimum foundation program formula funds to the initial unfunded accrued liability of the Teachers' Retirement System of Louisiana
- HB 128 HAVARD PRIVATIZATION** Establishes the Privatization Review Act
- HB 148 CHAMPAGNE FUNDS/FUNDING** (Constitutional Amendment) Requires that monies received by the state from violations of certain federal and state laws associated with the Deepwater Horizon oil spill be deposited into the Coastal Protection and Restoration Fund
- HB 176 BROWN, TERRY FUNDS/FUNDING** Dedicates the proceeds of the state sales tax collected on hotel occupancy tax in Grant Parish to the Grant Parish Economic Development Fund
- HB 262 FANNIN APPROPRIATIONS/ANCILLARY** Provides for ancillary expenses of state government
- HB 343 HARRISON ELDERLY** (Constitutional Amendment) Creates and provides for a Department of Elderly Affairs
- HB 360 HARRISON ELDERLY** Provides for the allocation of appropriations to the office of elderly affairs for the voluntary parish councils on aging
- HB 380 GEYMANN FUNDS/FUNDING** Prohibits the use of state funds for certain assessments without legislative authority
- HB 434 CHAMPAGNE CAPITAL OUTLAY** Requires line item appropriations for nongovernmental entities in the capital outlay bill to be listed in a separate schedule and requires the date the application was received to be included in the project title
- HB 1094 FANNIN APPROPRIATIONS/SUPPLEML** Provides for supplemental appropriations for Fiscal Year 2013-2014
- HB 1095 FANNIN APPROPRIATIONS** Appropriates funds for the expenses of the Louisiana Judiciary for Fiscal Year 2014-2015
- HB 1096 FANNIN REVENUE SHARING** Provides for revenue sharing distribution for Fiscal Year 2014-2015
- HB 1194 KLECKLEY LEGISLATIVE EXPENSES** Makes appropriations for the expenses of the legislature for FY 2014-2015
- HB 1241 HENRY (TBA) FUNDS/FUNDING** Provides for deposits of monies from certain settlement proceeds as a result of the Deepwater Horizon oil spill into the Budget Stabilization Fund and the Medicaid Trust Fund for the Elderly (Subject to Rule Suspension)

HB 1255 JACKSON, K CRIMINAL/SENTENCING Provides relative to parole for persons convicted of crimes of violence and provides for the creation and administration of the Programs to Reduce Recidivism Fund

SB 88 ALARIO TREASURY DEPARTMENT Re-creates the Department of the Treasury and its agencies. (6/30/14)

SB 603 ALARIO UNCLAIMED PROPERTY Provides procedure for the escheatment of United States savings bonds presumed abandoned. (gov sig)

JAMES R. "JIM" FANNIN
Chairman

Committee on Civil Law and Procedure

Will meet at: 9:30 a.m. Date: Monday, May 5, 2014

Location: Committee Room 4

HB 373 CARTER (TBA) LEGISLATIVE SESSIONS (Constitutional Amendment) Provides relative to legislative sessions and bill introduction limits (Subject to Rule Suspension)

HB 657 MONTOUCET PROPERTY/EXPROPRIATION Provides relative to property expropriated for the purpose of placing pipelines

HB 823 SIMON AIRCRAFT/AVIATION Provides for limitation of liability for owners of private airstrips

SB 291 MORRELL CIVIL PROCEDURE Authorizes exemplary damages in certain suits arising from domestic abuse. (8/1/14)

SB 292 MORRELL DIVORCE Provides relative to divorce proceedings. (8/1/14)

SB 302 MILLS CIVIL PROCEDURE Provides relative to medical consent and certain immunities. (8/1/14)

SB 578 BROOME FAMILY LAW Provides relative to an award of visitation rights. (8/1/14)

SB 633 CLAITOR (TBA) SCHOOLS Prohibits certain schools from being a member of any interscholastic extra-curricular athletic association or organization that does not provide for third-party arbitration of eligibility issues. (gov sig) (Subject to Rule Suspension)

SB 667 ADLEY MINERALS Provides for procedures relative to remediation of oilfield sites and exploration and production sites. (8/1/14)

NEIL C. ABRAMSON
Chairman

Committee on Commerce

Will meet at: 1:30 p.m. Date: Monday, May 5, 2014

Location: Committee Room 1

HB 1224 THIBAUT RACING/HORSE Provides relative to minimum live racing dates

HB 808 CONNICK RACING/TRACKS Provides relative to a facility where the purse revenue derived from slot

machines is limited by law to a certain expressly stated number

ERICH E. PONTI
Chairman

Committee on Transportation, Highways, and Public Works

Will meet at: 9:30 a.m. Date: Monday, May 5, 2014

Location: Committee Room 3

- HCR 91 RICHARD MTR VEHICLE/BUSES** Urges the Department of Public Safety and Corrections to study the safety implications and practicality of requiring vehicles in adjacent lanes to stop for all city buses loading or unloading passengers
- HB 1251 THIBAUT TRANSPORTATION** Requires inspection stations to conduct motor vehicle inspection checks when it rains
- SB 64 CORTEZ AIRCRAFT/AVIATION** Expands powers of Lafayette Airport Commission to include economic development purposes. (8/1/14)
- SB 104 ALLAIN PUBLIC CONTRACTS** Provides for demolition of integrated coastal protection projects.(gov sig)
- SB 105 GALLOT MOTOR VEHICLES** Provides relative to motorcycles. (8/1/14)
- SB 116 THOMPSON, F FEES/LICENSES/PERMITS** Creates a special prestige license plate for the Louisiana Future Farmers of America Foundation, Inc. (8/1/14)
- SB 261 JOHNS PORTS/HARBORS/TERMINALS** Provides relative to the Port of Lake Charles. (8/1/14)(2/3- CA6s43)
- SB 289 JOHNS DWI** Provides relative to DWI convictions. (8/1/14)
- SB 310 BROOME PUBLIC TRANSPORTATION** Requires training for members of boards or commissions of regional transit entities. (8/1/14)
- SB 413 CROWE ROADS/HIGHWAYS** Names I-10 Bridge over Lake Pontchartrain as the Frank Davis "Naturally N'Awlins" Memorial Bridge. (8/1/14)
- SB 417 SMITH, GARY MOTOR VEHICLES** Provides relative to a water damaged vehicle. (8/1/14)
- SB 465 ADLEY MOTOR VEHICLES** Provides relative to military honor license plates for certain disabled veterans. (8/1/14)
- SB 477 WALSWORTH MOTOR VEHICLES** Provides relative to a special prestige license plate for the Delta Waterfowl Foundation. (8/1/14)
- SB 527 HEITMEIER TRANSPORTATION/DEV DEPT** Provides for a Complete Streets Policy and creates the Complete Streets Advisory Council. (gov sig)
- SB 528 CROWE PORTS/HARBORS/TERMINALS** Provides relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority. (gov sig)

SB 610 GALLOT MOTOR VEHICLES Creates a prestige license plate for Cedar Creek School in Ruston, Louisiana. (8/1/14)

KAREN GAUDET ST. GERMAIN
Chairwoman

Committee on Ways and Means

Will meet at: 1:00 p.m. Date: Monday, May 5, 2014

Location: Committee Room 6

HB 663 ROBIDEAUX REVENUE DEPARTMENT Provides relative to the Louisiana Tax Delinquency Amnesty Act of 2013

JOEL C. ROBIDEAUX
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Administration of Criminal Justice

Tuesday, May 6, 2014
Committee Room 6
9:30 a.m.

INSTRUMENTS TO BE HEARD:

- HB 279 IVEY WEAPONS/FIREARMS** Requires certain law enforcement officers to take action on request to purchase firearms
- HB 519 IVEY WEAPONS/FIREARMS** Authorizes the possession of short barrel firearms without federal registration for lifetime concealed handgun permit holders
- HB 520 IVEY WEAPONS/FIREARMS** Excludes carrying a concealed handgun from the crime of illegal carrying of weapons for certain persons
- HB 673 WILLIAMS, A CRIME/ABUSE** Requires seizure of firearms following a domestic violence claim
- HB 826 BISHOP, WESLEY CRIME** Repeals Louisiana's "stand your ground" law
- HB 1171 BISHOP, WESLEY CONTROLLED SUBSTANCES** Provides with respect to penalties for possession of marijuana and synthetic cannabinoids
- SCR 69 MORRISH CHILDREN** Creates the "Erin's Law" task force.
- SB 132 MORRELL GAMING** Provides relative to the certain records held by the Board of Gaming Control. (8/1/14)
- SB 140 MURRAY CRIME/PUNISHMENT** Provides that failure to provide law enforcement with affidavit of theft of vehicle shall not create civil presumption of insured's participation in vehicle theft. (gov sig)
- SB 229 MARTINY CRIME/PUNISHMENT** Provides relative to reducing certain habitual offender sentences. (8/1/14)

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SB 330 CLAITOR CRIME/PUNISHMENT Creates the crime of illegal use of unmanned aircraft to capture images (DRONE Act). (gov sig)

SB 592 MORRELL CRIME/PUNISHMENT Provides relative to penalties for second degree battery. (8/1/14)

SB 608 BROWN, TROY CRIMINAL JUSTICE Provides relative to arrest warrants. (gov sig)

SB 651 ALLAIN WEAPONS Authorizes legislators, officers of the legislature, and certain retired and active reserve or auxiliary law enforcement officers to carry weapons under certain conditions. (gov sig)

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

JOSEPH P. LOPINTO III
Chairman

Committee on Health and Welfare

Tuesday, May 6, 2014
Committee Room 5
9:00 a.m.

INSTRUMENTS TO BE HEARD:

HCR 92 RICHARD CRIME Creates a task force to study the issue of sexual misconduct between a psychotherapist and patient

HCR 101 JAMES HEALTH Expresses the intention and commitment of the legislature to renew the state's focus on implementation of the State Alzheimer's Plan recommended by the Louisiana Alzheimer's Disease Task Force

HCR 109 WILLIAMS, A HEALTH Requests the Department of Health and Hospitals to study the use of a mode of transportation other than an ambulance in a nonemergency situation

HB 249 PRICE CHILDREN/CARE Provides for access to child care assistance by homeless families

HB 275 GREENE DRUGS/PRESCRIPTION Provides with respect to the subpoenaing of prescription monitoring information

HB 634 BISHOP, STUART HEALTH SERVICES Establishes the licensed profession of art therapist

HB 635 BROADWATER HEALTH/HOME CARE Provides relative to fiscal/employer agents for direct service workers

HB 758 NORTON CHILDREN Creates the Bullying Awareness and Treatment Task Force

HB 1213 JEFFERSON SNAP/FOOD STAMPS Provides for continuance of nutrition assistance for certain retirees

SCR 48 LONG HEALTH CARE Provides for legislative approval of and support to the Board of Supervisors of Louisiana State University for the strategic collaboration with the state in creating a new model of health care delivery in the Alexandria and Pineville area.

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

SCOTT M. SIMON
Chairman

Committee on Natural Resources and Environment

Tuesday, May 6, 2014
Committee Room 4
9:30 a.m.

INSTRUMENTS TO BE HEARD:

HCR 110 TALBOT WILDLIFE/HABITAT Urges and requests the Department of Wildlife and Fisheries to study feral hogs and conduct a symposium to discuss the issue

HB 263 GEYMANN PUBLIC HEALTH/OFFICE Provides for applicability of regulations relative to water supplies

SCR 78 CLAITOR WATER/WATERWAYS Requests the Louisiana State Law Institute to create a Water Code Committee.

SB 75 MORRELL PUBLIC HEALTH Provides relative to the minimum disinfectant residual levels of free or total chlorine throughout public and private water systems. (8/1/14)

SB 341 DONAHUE SANITARY CODE Provides for certain limitations relative to actions or rules requiring modification of certain existing community water systems. (gov sig)

SB 344 ALLAIN FISH/FISHING Provides for the Louisiana Catch and Cook Program within the Department of Wildlife and Fisheries. (8/1/14)

SB 395 ALLAIN FUNDS/FUNDING Provides relative to the Fishermen's Gear Compensation Fund. (7/1/14)

SB 650 WALSWORTH ENVIRONMENT QUALITY DEPT Authorizes the Department of Environmental Quality, in collaboration with the Public Service Commission, to establish regulations on carbon dioxide emissions from existing fossil fuel-fired electric generating units. (8/1/14)

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

GORDON E. DOVE, SR.
Chairman